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# PROCEEDINGS

OF THE

# CITY COUNCIL

## CHICAGO. ILLINOIS

Regular Meeting, Tuesday, January 2, 1906.

7:30 O'CLOCK P. M.

### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Wednesday, January 3, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st

ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

*Absent*—Ald. Hoffman and Brennan.

### MINUTES.

Ald. Foreman moved that the minutes of the regular meeting, held December 18, 1905, be approved without being read.

The motion prevailed.

(RECAP)



**Communications From the Mayor, Comptroller, Commissioner of Public Works and All Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE, }  
CITY OF CHICAGO, January 2, 1906. }  
*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law I hereby report to your honorable body the names of persons imprisoned for violation of city ordinances, who have been released by me during the two weeks ending December 30, 1905, together with the cause of such release:

Bernard Maier, released for Michael F. Girten.

Joseph Bane, released for John J. McManaman.

Timothy Murphy, released for D. G. Ramsay.

James Grady, released for Ald. Ryan and Riley.

Wm. Jordan, released for wife.

James West, released for mother and wife.

Nicholas Glennon, released for Ald. Considine.

Gabriel Shlacht, released for wife.

Mary O'Donnell, released for A. M. Lynch.

Thomas Darrow, released for mother and employer.

Thomas Geary, released for John A. Mullen.

John Morton, released for Ald. Kenna.

Spero Aranopolous, released for father on payment of \$50 to Comptroller.

Frank Lacy, released for Ald. Coughlin.

John Aschrich, released for wife.

John Graham, released for mother.

Thomas Duncan, released for Ald. Bradley and Dr. DeCamp.

John McNulty, released for sister and Ald. Badenoch.

John Jordan, released for John A. Mahoney.

Anthony Ratke, released for mother and Ald. Wendling.

W. McDonnell, released for John F. O'Malley.

Wm. Harenbeck, released for Ald. Dougherty.

Michael Bauduce, released for Ald. Sitts.

Michael McCarthy, released for wife.

Robert Colbert, released for mother.

Martin Howard, released for wife and Ald. Dailey.

Chas. Gilbert, released for Ald. Dever.

Jos. Carey, released for Richard E. Carey.

Mike Brown, released for John Broderick.

John Jarinczkeswitz, released for father.

Wm. Davis, released for Geo. Farrell.

Mary Morrison, released for mother.

Robert Lewis, released for wife.

Michael McCormick, released for wife.

Peter Wesley, released for Maggie L. Porter.

John Doe, released for N. Johnson.

B. Vaunelley, released for Anton Cermak.

Kate Mullins, released for son.

Mary Doe, released for ex-Ald. Rooney.

August Kunda, released for mother.

Dan Duffy, released for Ald. Zimmer.

Josie Hall, released for Mrs. Kuhn.

Georgia Bradshaw, released for father.

Gus Erickson, released for wife.

Texas French, released for Patrick J. O'Shea.

Thos. O'Brien, released for P. D. O'Brien.

John O'Brien, released for Judge Kersten.

Which was placed on file.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
January 2, 1906.

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an order passed at the meeting of your Honorable Body of December 18, 1905, and published at page 1935 of the current printed Council Proceedings, granting and permitting the Harmony Social and Benevolent Club to string a banner across the street at Clybourne avenue and Larrabee street, for the reason that, while the power of revocation is reserved to the Mayor, there is no time specified in the order for which said banner is designed to remain across the street, and for the further reason that the order does not provide that the banner shall be strung in accordance with the rules and regulations of the Department of Public Works.

I respectfully recommend that the vote by which said order was passed be reconsidered, and that the order be re-passed without the usual reference to a committee in the following amended form:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Harmony Social and Benevolent Club to string a banner for twenty (20) days across the street at Clybourne avenue and Larrabee street, in accordance with the rules and regulations of the Department of Public Works, and subject to revocation at any time prior thereto by the Mayor in the exercise of his discretion."

Respectfully submitted,

E. F. DUNNE,

Mayor.

Ald. Dougherty moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Dougherty moved that the order be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Dougherty moved the passage of the order as amended.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Harmony Social and Benevolent Club to string a banner for twenty (20) days across the street at Clybourne avenue and Larrabee street, in accordance with the rules and regulations of the Department of Public Works and subject to revocation at any time prior thereto by the Mayor in the exercise of his discretion.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
January 2, 1906.

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an order passed at the meeting of your Honorable Body of December 18, 1905, and published at page 1935 of the current Council Proceedings, directing the Commissioner of Public Works to issue a permit to the Harmony Social and Benevolent Club to string a banner at Wrightwood and Lincoln avenues, for the reason that it is not provided in the order that the banner be strung in accordance with the rules and regulations of the Department of Public Works.

I respectfully recommend that the vote by which said order was passed be reconsidered, and the order be re-passed, without the usual reference to a committee, in the following amended form:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Harmony Social and Benevolent Club to

string a banner for twenty days at Wrightwood and Lincoln avenues in accordance with the rules and regulations of the Department of Public Works, and subject to revocation at any time prior thereto at the option of the Mayor."

Respectfully,  
E. F. DUNNE,  
*Mayor.*

Ald. Williston moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Williston moved that the order be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Williston moved the passage of the order as amended.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Harmony Social and Benevolent Club to string a banner for twenty days at Wrightwood and Lincoln avenues, in accordance with all rules and regulations of the Department of Public Works and subject to revocation at any time prior thereto at the option of the Mayor.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 2, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the meeting of your Honorable Body of December 18, 1905, and published at pages 1933 and 1934 of the current printed Council Proceedings, granting permission to the Pennsylvania Company to construct a fixed canopy or awning at the passenger station at Canal and Jack-

son streets, for the benefit of the United States Postal Sub-station, for the reason that the ordinance does not provide that the location, construction and maintenance of the said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, nor does it provide that upon the termination of the privileges granted, the grantee shall remove the said canopy without cost or expense to the City of Chicago, nor that upon default of the grantee to remove the same, the City of Chicago may remove the canopy and charge the expense thereof to the grantee, their successors or assigns.

I withhold my approval on this ordinance for the further reasons that there is no provision requiring the payment of compensation to the city, nor the usual provision in such ordinances requiring the execution of a bond with surties to be approved by the Mayor, conditioned to indemnify the City of Chicago from all damages, costs, expense or liability, etc., which may be suffered by the city by reason of the permission granted and the exercise thereof by the grantee, etc.

Respectfully,  
E. F. DUNNE,  
*Mayor.*

Ald. Conlon moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Conlon moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 2, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at

the meeting of your Honorable Body of December 18, 1905, and published at pages 1977 and 1978 of the current printed Council Proceedings, granting authority to the Chicago Cold Storage Warehouse Company to lay down an iron pipe or conduit underneath and across Indiana avenue and Sixteenth street, because of the use in Section 2 thereof of the word "direction," which is apparently an error.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered, and that the ordinance be re-passed, without the usual reference to a committee, with the following amendment:

Strike out Section 2 of said ordinance and substitute therefor a section to be known as Section 2 thereof, reading as follows:

"SECTION 2. The permission and authority herein granted and given shall cease and terminate ten (10) years from and after the passage of this ordinance, or at any time prior thereto, by the revocation of this ordinance, by the Mayor, at his discretion."

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Coughlin moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Coughlin moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Coughlin moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey,

McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting permission to the Chicago Cold Storage Warehouse Company to lay down, maintain and operate a steel or iron pipe or conduit underneath and across the surface of Indiana avenue and Sixteenth street, from a point on the west side of Indiana avenue upon which the building of the Chicago Cold Storage Warehouse Company abuts, east twenty-one (21) feet, thence south three hundred and ninety-three (393) feet, thence east forty-five (45) feet, to connect with the building of the Collins Bros. Ice Cream Company.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted and given unto the Chicago Cold Storage Warehouse Company, a corporation, its successors or assigns, to lay down, maintain, and operate a steel or iron pipe or conduit underneath and across the surface of Indiana avenue, and across and underneath the surface of Sixteenth street, from a point on the west side of Indiana avenue, upon which the Chicago Cold Storage Warehouse Company's building abuts, east twenty-one (21) feet, thence south three hundred and ninety-three (393) feet, thence east forty-five (45) feet to connect with



the building of the Collins Bros. Ice Cream Company, the said pipe or conduit shall not exceed four (4) inches in internal diameter and shall be well and thoroughly insulated and used solely for the purpose of conveying refrigeration from the refrigeration plant of the Chicago Cold Storage Warehouse Company to the building of the Collins Bros. Ice Cream Company; said pipe or conduit shall be laid and located in accordance with the blue print hereto attached, and which for greater certainty is hereby made a part hereof, and to which express reference is had, and the construction and operation of the same shall be under the direction and supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority herein granted and given shall cease and terminate ten (10) years from and after the passage of this ordinance or at any time prior thereto by the revocation of this ordinance by the Mayor at his discretion.

SECTION 3. At the expiration of the term herein granted the pipe or conduit herein authorized shall be removed by the grantee, its successors or assigns, unless this ordinance shall be renewed, and if so removed said streets shall be restored to their proper condition to the satisfaction of the Commissioner of Public Works, so that the portions of said streets, where said pipe or conduit had been located, shall be put in the same condition and safe for public travel as the remaining portions of said streets in the same block at the sole expense of the grantee herein, and without cost or expense of any kind whatsoever to the City of Chicago.

SECTION 4. The grantee herein, its successors or assigns, shall pay as compensation for the privilege herein granted the sum of fifty dollars per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this

ordinance, and each succeeding payment annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago.

SECTION 5. No work shall be done under authority of this ordinance until a permit authorizing same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liability, cost, damage, or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to or which may accrue against, be charged to or recovered from said city, from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein given, and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond or the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force then the privilege and authority herein granted shall thereupon cease.

SECTION 6. During the life of this ordinance the grantee herein, its successors or assigns, shall at all times keep the surface of the streets over said pipe or conduit in a condition satisfactory to the Commissioner of Public Works, and safe for public travel.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and upon the filing of the acceptance in writing of this ordinance by said grantee, said acceptance to be filed with the City of Chicago within thirty (30) days from the passage of this ordinance and the filing of the bond herein provided for.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 2, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the meeting of your Honorable Body of December 18, 1905, and published at page 1974 of the current printed Council Proceedings, amending paragraph 2213 of Chapter LXIV of the Revised Municipal Code of Chicago of 1905, relating to the emission of dense smoke, for the reason that I am advised by the Law Department that the amendment as passed is bad because of uncertainty and repugnancy. This amendment would probably result in permitting the incessant emission of smoke by those conducting large plants.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered and the ordinance be re-passed without the usual reference to a committee, in the following amended form:

*"Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That paragraph 2213 of Chapter LXIV of the Revised Municipal Code of Chicago of 1905, passed March 20, 1905, be and the same is hereby amended so that said Paragraph 2213 shall hereafter read as follows:

Emission of Dense Smoke Prohibited—The emission of dense smoke within the city from the smokestack of any locomotive, steamboat, steam tug, steam roller, steam derrick, steam pile driver, tar kettle or other similar machine or contrivance, or from the smokestack or chimney of any building or premises, excepting for a period of six minutes in any one hour during which the fire box is being cleaned out or a new fire being built therein, is hereby declared to be a nuisance and

may be summarily abated by the Chief Smoke Inspector, or by any one whom he may duly authorize for such purpose. Such abatement may be in addition to the fine hereinafter provided. Any person or persons, or corporation, owning, operating, or in charge or control of any locomotive, steam boat, steam tug, steam roller, steam derrick, steam pile driver, tar kettle, or other similar machine or contrivance, or of any building or premises, who shall cause or permit the emission of dense smoke, within the city, from the smoke stack, or chimney of any such locomotive, steam boat, steam tug, steam roller, steam derrick, steam pile driver, tar kettle, or other similar machine or contrivance, or from the smoke stack or chimney of any building or premises so owned, controlled, or in charge of him, her or them, except for a period of six minutes in any one hour during which the fire box is being cleaned out or a new fire being built therein, shall be deemed guilty of a violation of this ordinance, and upon conviction thereof shall be fined not less than ten dollars nor more than one hundred dollars for each offense; and each day of such emission of dense smoke shall constitute a separate offense.

SECTION 2. This ordinance shall be in force and effect from and after its passage."

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Foreman moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Foreman moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Foreman moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hurt, Ruxton, Kohout, Hunter. Race—67.

**Nays**—Conlon—1.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That Paragraph 2213 of Chapter LXIV. of the Revised Municipal Code of Chicago of 1905, passed March 20th, 1905, be and the same is hereby amended so that said Paragraph 2213 shall hereafter read as follows:

**Emission of Dense Smoke Prohibited**—The emission of dense smoke within the city from the smokestack of any locomotive, steamboat, steam tug, steam roller, steam derrick, steam pile driver, tar kettle or other similar machine or contrivance, or from the smokestack or chimney of any building or premises, excepting for a period of six minutes in any one hour during which the fire box is being cleaned out or a new fire being built therein, is hereby declared to be a nuisance and may be summarily abated by the Chief Smoke Inspector, or by any one whom he may duly authorize for such purpose. Such abatement may be

in addition to the fine herein after provided. Any person or persons, or corporation, owning, operating, or in charge or control of any locomotive, steam boat, steam tug, steam roller, steam derrick, steam pile driver, tar kettle, or other similar machine or contrivance, or of any building or premises, who shall cause or permit the emission of dense smoke, within the city, from the smoke stack, or chimney of any such locomotive, steam boat, steam tug, steam roller, steam derrick, steam pile driver, tar kettle, or other similar machine or contrivance, or from the smoke stack or chimney of any building or premises so owned, controlled or in charge of him, her or them, except for a period of six minutes in any one hour during which the fire box is being cleaned out or a new fire being built therein, shall be deemed guilty of a violation of this ordinance, and upon conviction thereof shall be fined not less than ten dollars nor more than one hundred dollars for each offense; and each day of such emission of dense smoke shall constitute a separate offense.

**SECTION 2.** This ordinance shall be in force and effect from and after its passage.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 2, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith without my approval an ordinance passed at the meeting of your Honorable Body of December 18, 1905, and published at page 1938 of the current printed Council Proceedings, directing the Commissioner of Public Works to issue a permit to Baird & Warner to lay house drains on the south side of Lawrence avenue and certain other streets therein named and

unnamed, upon the temporary payment of one \$5.00 fee for house drains.

I return this ordinance without my approval for the reason that it is too broad and indefinite in its scope, and for the further reason that it absolutely releases the persons laying the house drains from the payment of the regular fees, under color of casting the burden of paying these fees upon the future owners of the property connected with the house drains, there being no provision that the grantees named in the order assume any liability for the regular fees for house drains.

I would respectfully suggest that an ordinance of this character should have first been referred to the Committee on Streets and Alleys, West.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Siewert moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Siewert moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 2, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith without my approval an order passed at the regular meeting of your Honorable Body of December 18, 1905, and published at page 1932 of the current printed Council Proceedings, directing the Commissioner of Public Works to issue to Charles Harman a permit to erect a barber pole in front of the premises known as No. 1508

West Madison street, for the reason that the said order contains no limit as to the time for which the privilege is granted, and does not contain the usual provision that the privilege granted may be revoked by the Mayor at his discretion at any time.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Riley moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Riley moved that the order be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 2, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an order passed at the regular meeting of your Honorable Body of December 18, 1905, and published at page 1932 of the current printed Council Proceedings, directing the Commissioner of Public Works to issue a permit to Frederick Bristol to erect a sign in front of the premises known at No. 1500 West Madison street, for the reason that the said order contains no limit as to the time for which the privilege is granted, and does not contain the usual provision that the privilege granted may be revoked by the Mayor at his discretion at any time.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Considine moved to reconsider the vote by which the order referred to in



the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Considine moved that the order be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

The City Clerk submitted the following communication:

CITY CLERK'S OFFICE, }  
January 2, 1906. }

*To the Honorable the Mayor and City Council:*

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of all acceptances and bonds, under ordinances which have been filed in this office since your last preceding meeting;

Bond of Peter M. Mueller, under ordinance of November 27, 1905;

Acceptance and bond of Chas. C. Heisen, under ordinance of November 27, 1905;

Acceptance and bond of The Western Foundry Co., under ordinance of November 20, 1905;

Acceptance and bond of Roseland Safety Deposit Company, under ordinance of December 11, 1905;

Acceptance and bond of Chicago Cold Storage Warehouse Co., under ordinance or December 18, 1905;

Acceptance and bond of United States Gypsum Co., under ordinance of December 18, 1905;

Acceptance and bond of Pabst Brewing Company, under ordinance of December 4, 1905.

Yours respectfully,

A. C. ANSON,

*City Clerk.*

Which was placed on file.

ALSO,

The following communication:

CITY CLERK'S OFFICE, }  
January 2, 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In conformity with an order passed by your Honorable Body on December 11, 1905, I hereby make report of failures on the part of grantees, under ordinance, to file written acceptances of same, within the time specified:

Alfred Kinell, ordinance for sidewalk opening of November 27, 1905;

Post Office Department, ordinance for platform scale, November 20, 1905;

Emily J. Brown, ordinance for switch track, November 13, 1905.

Yours respectfully,

A. C. ANSON,

*City Clerk.*

Which was placed on file.

ALSO,

Bids as follows:

Bid for the purchase of the Oakland School property, southeast corner of 40th and Cottage Grove avenues; amount bid, \$30,000; bidder, L. M. Smith & Bro.

Bid for purchase of the south 320 feet of that part of Block 15 in Canal Trustees' Sub-division of Section 33-39-14, lying east of railroad right of way, west of Armour avenue, and north of 35th street; amount bid, \$14,200, by Wm. A. Rawson. Bid for the same property by William L. Pierce; amount bid, \$15,455. Bid for the same property by Borden Condensed Milk Co., amount bid, \$15,050.

Which were on motion of Ald Bennett ordered opened and referred to the Committee on Finance.

The Corporation Counsel submitted the following communication and ordinance:

OFFICE OF THE CORPORATION COUNSEL,  
December 29, 1905.

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—In compliance with an order passed by your Honorable Body on October 30, 1905, directing the Corporation Counsel in conjunction with the Building Department to prepare and submit an ordinance providing a penalty whenever any architect delivers and collects money for any plan or plans for any contemplated building within the City of Chicago, unless said plan or plans shall first be stamped and approved by the Commissioner of Buildings, I submit herewith an ordinance drawn as nearly as may be in accordance with said instructions.

As the city has not the power to regulate the business of an architect, and as an ordinance providing for a penalty in case money was collected by him before the approval of his plans would be class legislation, the ordinance is drawn in such a manner as to provide a penalty in case he fails to submit his plans to the Building Commissioner instead of as requested in the order. Otherwise the ordinance submitted herewith amending the Code, conforms to the order of your Honorable Body. The ordinance was submitted to the Commissioner of Buildings and meets with his approval.

Yours truly,

LEON HORNSTEIN,  
*Assistant Corporation Counsel.*

#### AN ORDINANCE

Amending certain sections of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 229, 230, 231, 232 and 233 of the Revised Municipal

Code of Chicago of 1905 be, and the same are hereby amended to read as follows:

"229. Permits—When Required—Limitation of Time For.—Before proceeding with the erection, enlargement, alteration, repair or removal of any building in the city, a permit for such erection, enlargement, alteration, repair or removal, shall first be obtained by the owner or his agent from the Commissioner of Buildings, and it shall be unlawful to proceed with the erection, enlargement, alteration, repair or removal of any building or of any structural part thereof within the city unless such permit shall first have been obtained from the Commissioner of Buildings. And if after such permit shall have been granted, the operations called for by the said permit shall not be begun within six months after the date thereof, or if such operations are not completed within a reasonable time, then such permit shall be void, and no operations thereunder shall be begun or completed until a new permit shall be taken out by the owner or his agent and fees as herein fixed for the original permit shall be paid for such new permit.

"230. Approval of Architect's Plans.—In all cases where a licensed architect shall have completed, signed and affixed his seal to plans, drawings or specifications for any building designed to be erected within the corporate limits of the city, or any structural part thereof, for which a building permit must be procured before the same can be erected, the architect making such plans, drawings or specifications shall submit same to the Commissioner of Buildings for examination and approval; and, if the same shall comply with the provisions of this chapter, the said Commissioner shall stamp such plans, drawings or specifications in such a manner as to indicate that same have been examined and approved, and the date of such ap-

proval, but such stamp shall be preliminary to the final stamp hereinafter provided for.

"231. Permits — Application For — How Made — How Recorded — Stamped Plans — How Cared For — Return of Same.—Application for such permits shall be made by the owner or his agent to the Commissioner of Buildings. When such application is made, plans and specifications in conformity with the provisions of this chapter, which have been examined and approved by said Commissioner as hereinbefore provided for, together with the name of the person who is to supervise the work of construction on behalf of the owner, shall be filed with the Commissioner of Buildings, who shall then issue a permit, and shall file such application, and shall apply to such plans and specifications a final official stamp, stating that the drawings and specifications to which the same have been applied comply with the terms of this chapter. The plans and specifications so stamped shall then be returned to such applicant. True copies of so much of such plans and specifications as may be required in the opinion of the Commissioner of Buildings to illustrate the features of construction and equipment of the building referred to, shall be filed with the Commissioner of Buildings and shall remain on file in his office until the completion or occupation of such building, after which such drawings and specifications shall be returned by the Commissioner of Buildings to the person by whom they have been deposited with him, upon demand. It shall not be obligatory upon the Commissioner of Buildings to retain such drawings in his custody for more than three months after the completion or occupation of the building to which they relate. The stamping of any plan shall not be held to permit or to be an approval of any violation of any section or provision of is chapter.

"232. Plans—Essentials Of.—All such plans and drawings shall be drawn to a scale of not less than one-eighth of an inch to the foot, on paper or cloth, in ink, or by some process that will not fade or obliterate. All distances and dimensions shall be accurately figured, and drawings made explicit and complete, showing the entire sewerage and drain pipes and location of all plumbing fixtures within such building. Each set of plans presented shall be accompanied by a set of specifications describing all materials to be used in the proposed building, and both the plans and specifications shall be approved by the Commissioner of Buildings before a permit will be granted. No permit shall be granted or plans approved unless such plans shall be signed and sealed by a licensed architect, as provided in 'An act to provide for the licensing of architects and regulating the practice of architecture as a profession in the State of Illinois,' approved June 3, 1897. Provided, that permits may be granted for the erection of buildings of Class III, as hereinafter defined, if such buildings shall not be more than two stories in height and shall have a superficial area of not more than twelve hundred and fifty square feet outside dimensions, on plans approved by the Commissioner of Buildings, which plans need not be signed by a licensed architect.

"233. Plans — Alterations Upon Stamped Plans Not Permitted Without Permission — Certain Alterations Excepted — Supervision Defined.—It shall be unlawful to erase, alter or modify any lines, figures or coloring contained upon such drawings or specifications after the Commissioner of Buildings shall have affixed either his preliminary or final stamp thereto or after the same shall have been filed with him for reference. If, during the progress of the execution of such work, it is desired to deviate in any manner affecting the construction or other essentials of the

building from the terms of the application, drawing or specifications, notice of such intention to alter or deviate shall be given to the Commissioner of Buildings, and his written assent shall first be obtained before such alteration or deviation may be made; a written notice shall also immediately be given to the Commissioner of Buildings in case there is a change in the person supervising the construction of such building at any time after the permit shall have been issued. Alterations in buildings which do not involve any change in their structural parts or of their stairways, elevators, fire escapes or other means of communication or ingress or egress and that are not in violation of any of the provisions of this chapter, may be made without the permission of the Commissioner of Buildings. Supervision of the work of construction of buildings as referred to in this chapter shall be held to mean such supervision as is ordinarily furnished by an architect and shall be such as to require the faithful execution of the work according to the true meaning and intent of the plans and specifications, as approved by the Commissioner of Buildings; and such supervision may be either personal supervision or such as is furnished by the architect's draftsmen, clerks of works, superintendents or other employees, when acting under the instruction, control and supervision of said architect, or it may be by a superintendent paid by the owner, if acting under the control and direction of the licensed architect who has prepared the plans and specifications for the building, or it may be by a licensed architect who may be employed by the owner after the preliminary approval of such plans and specifications."

SECTION 2. This ordinance shall be in force from and after its passage and approval and due publication.

Which were on motion of Ald. Foreman

referred to the Committee on Building Department.

The City Comptroller submitted duplicate payrolls for the month of November, 1905.

Which were placed on file.

ALSO,

The following communication:

CHICAGO, January 2, 1906.

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—In accordance with the provisions of Sections 1525 to 1534, both inclusive, of Chapter 42, of the Revised Municipal Code of the City of Chicago, advertisements have been published inviting proposals for publishing those matters and things required by law or any ordinance of the City of Chicago to be published in a newspaper.

Pursuant to such advertisements bids were received and duly opened at eleven o'clock, Tuesday morning, December 26, 1905. Such bids were as follows:

The Chicago Daily Republican, \$0.02 and nine-tenths per line.

The Inter Ocean, \$0.05 per line.

Chicago Daily Journal, \$0.03 and three-tenths per line.

Chicago Daily Labor World, \$0.02 and three-quarters per line.

The Chicago Daily Tribune, \$0.15 per line; \$0.25 per line for Sunday.

These bids were considered and the award of the city printing for the year 1906 was made to the Chicago Daily Journal, as the lowest reliable and responsible bidder, taking into consideration the circulation of said newspaper within the limits of the city.

The approval of your Honorable Body of this award is requested.

Respectfully,

E. F. DUNNE,

*Mayor.*

L. E. MCGANN,

*Comptroller.*

FRANK I. BENNETT,

*Chairman of Finance Committee.*



Ald. Bennett moved to concur in the request and approve the award.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

The Commissioner of Public Works submitted the following communication and order:

DEPARTMENT OF PUBLIC WORKS, }  
January 2, 1906. }

*To His Honor, the Mayor, and the City Council of the City of Chicago:*

GENTLEMEN—On October 23, 1905, the following order was passed by your Honorable Body:

WHEREAS, The Sanitary District of Chicago is now developing water power that is soon to become available in the form of electrical energy; and

WHEREAS, This power, the development of which is being paid for by a direct tax upon the people, should be used for the direct benefit of the people; and

WHEREAS, This power (or Chicago's proportionate part of it), can be used for municipal street lighting, municipal pumping and other municipal purposes at a great saving to the people; and

WHEREAS, The City of Chicago is not now prepared with proper equip-

ment to use any part of this power, and will not be prepared to use it when such power becomes available unless preliminary steps be taken at once; therefore be it

*Ordered*, By the City Council, that the Commissioner of Public Works and the City Electrician are hereby directed to investigate and report specifically to the City Council at their earliest convenience on the uses to which this power may be most advantageously applied; and be it further

*Ordered*, That the Finance Committee be and is hereby directed to make such appropriation in its annual budget as may be necessary to enable the City of Chicago to take this power from the Sanitary District and apply it to public use.

In accordance with this order we have had this matter under consideration and beg leave to report as follows:

#### POWER DEVELOPMENT.

The water power now being developed by the Sanitary District below Lockport, Ill., is expected to be partially available on or before January, 1907. With the first installment of the plant and with the present allowable flow through the Chicago River in addition to the flow that in the near future is to be delivered through the 39th street conduit, it is estimated there will be generated sufficient power to make available at a proposed terminal station to be located somewhere near 48th avenue and the Drainage Canal, after losses in water wheels, generators, transformers, transmission lines, etc., shall have been deducted, about 15,730 horse powers. From this should be deducted a further loss of an average of 5 per cent in transmission from the terminal station to points of application, leaving a net number of horse powers for actual use of about 15,000.

Having been unable to obtain definite data from which to determine this probable available power, we have for the pur-

pose of this report accepted the estimate as furnished us by officials of the Sanitary District, without either approving or rejecting the same.

After the proposed Calumet District Channel shall have been completed, which no doubt will require quite a number of years, the available commercial power at the terminal station referred to will probably be increased to 21,000 or 22,000 horse power at low lake level. This estimate is somewhat of an approximation until more definite data as regards the hydraulic elements of the Sanitary District Canal can be obtained.

The Sanitary District also have water power rights south of Joliet, which when developed, will add considerably to the above estimate.

#### UTILIZATION OF THIS POWER FOR MUNICIPAL PURPOSES.

The municipal purposes for which power is required are principally as follows:

- Electric lighting;
- Water works;
- Sewage pumping stations;
- Bridges;
- Street railways (when municipally operated);
- Miscellaneous.

Under the most favorable conditions water driven electric power plants have a great advantage over steam driven, especially in their low operating cost.

If the investment per horse power developed is high and the power thus generated has to be transmitted long distances, this advantage disappears, however, especially where the cost of fuel is low.

The improvements that in the last few years have been made in the construction and operation of steam driven plants, make it necessary to carefully consider all phases of the subject of power, before determining as to whether the water driven or the steam driven power is the most economical and desirable.

We have given the matter considerable attention in connection with a consideration of the uses to which the Lockport power may be put for municipal purposes.

The cost at which the power developed by the Sanitary District may be obtained by the City of Chicago has not been ascertained. If the city can obtain this power at cost of development and transmission including all charges, there will be a saving to the city in its utilization for municipal purposes.

#### ELECTRIC LIGHTING.

There are at present about 6,700 electric street lamps in the City of Chicago and as soon as necessary power is obtained it is contemplated to place a lamp at practically every street intersection and in the middle of very long blocks in the city. This would add about 22,000 lamps, making a total of some 29,000 lamps.

To operate these lamps there would be required about 21,000 horse power for an average of 11 hours per day, being a maximum of 14 hours in the winter for about two months and a minimum of 8½ hours in the summer for about three months. When such a system shall have been completed, nearly all the ultimate power to be developed at Lockport would be required for this purpose and for the lighting of Municipal buildings for a certain portion of the 24-hour day.

As the cost of power increases as the load factor decreases, it would be necessary to make provision for the use of this power, when not required for lighting purposes, in order to reduce its cost. This is even more necessary in the case of a water-driven plant than in the case of a steam driven, since the operating expenses are quite small in the former as compared with the latter, while the fixed charges in a water plant are heavy.

#### WATER WORKS.

In order to determine approximately the amount of power that would be re-

quired for the operation of the water works of the City of Chicago, the present work of the stations has been used as a basis.

The average daily pumpage for the year 1905 was at the rate of about 410,000,000 gallons against a head averaging 100 feet. This is equivalent to about 7,200 horse power. The maximum pumpage in any certain time of the year is about 20 per cent over and above the average or say 8,600 horse power. If electrically driven pumps should be installed there would be required at the motors to perform this work about 14,400 horse power at the time of maximum pumpage.

Owing to additional pump installations during the coming year there will probably be required in 1907 for electrically operated pumps about 16,000 horse power for peak loads. The minimum power would then be about 13,000 horse power.

The comparatively slight variation in and the constancy of the power required during all hours for this purpose would make the utilization of the water power quite desirable, but there are objections which outweigh these apparent advantages and which must not be lost sight of.

It is in our opinion impracticable to apply electric power to the present vertical triple expansion and horizontal compound pumping engines without an entire reconstruction of the various plants. This reconstruction even with the maintaining of the present pump ends would be so costly and the results so unsatisfactory, that it would be preferable to install entirely new plants with modern turbine pumps.

The power for water works purposes must be constant and absolutely reliable. Failure at any time of the power operating such plants would involve the city into difficulties not to be countenanced for a moment. It is almost a certainty that at times there will be an unavoidable shut down of the water power plant,

caused by anchor ice, accidents at the power house or to the transmission lines or from other causes. This has occurred both at Niagara Falls and at the Economic plant at Joliet, at the latter place for hours at a time, so that an auxiliary steam turbine installment has been made at the power plant to meet such emergencies. There is certainly no guarantee that such accidents will not occur at the Lockport plant.

It would therefore be necessary to install entirely new plants, suitable for electric power equipment and also to maintain the present plants as auxiliaries to be brought into use in cases of emergency, at least for some time. The difficulty and cost of installing duplicate plants of equal capacity with the present ones at each station, to be operated electrically and without dismantling the present plants, is too great to be contemplated.

#### PROPOSED NEW WORKS.

In the plans now being prepared to provide for the future development of the Chicago Water Works System, there are contemplated four additional pumping stations, each of a capacity of about 100,000,000 gallons daily. One of these will be in operation in about four years and the others as soon as the demands will require and the finances will permit.

Recent developments in turbine or centrifugal pumps which are specially adapted to be operated electrically, makes it advisable to consider such installations at the new proposed stations, provided that the power can be obtained at a sufficiently low cost. The low cost of installation and of operation exclusive of power of such plants brings the cost of pumping water below the cost of operating with steam driven pumps, provided the power can be obtained at a price that it costs to generate same at the proposed power plant and to transmit it to the point of application. In case of such installation, however, supplementary power should be available in cases of emergency.

This could be provided by storage batteries or from one or more steam driven plants, which the municipality in the near future may install for municipal street railways or other purposes, whether the Sanitary District water power is made use of or not.

The average power that will be required at the motors for each one of these stations when fully equipped is about 2,500 horse power, with peak loads at certain times during the warmest and coldest months of 4,700 horse power.

#### HIGH PRESSURE WATER SYSTEM.

A high pressure water system has for some time been under consideration by this community. One system for the central district with a total capacity of 30,000 gallons per minute and one for the south section of the city with a capacity of 10,000 gallons per minute. Assuming maximum pressures at 200 pounds per square inch, the power required for the central district at the motors of electrically driven turbine pumps would be about 950 horse power and for the south section 320 horse power. The power for this purpose would be required intermittently and would vary from a few hundred horse power to the maximum given above.

#### SEWAGE PUMPING STATION.

The following are the municipal sewage pumping stations in the city:

The pumping stations at Woodlawn, 70th street and 73d street and Railroad avenue will be abandoned within a year and need not be considered.

At 69th and Halsted street there is a sewage pumping station now operated by electricity. The average power required at the motor at this station under ordinary conditions is about 30 horse power. During flood conditions this may be increased to 85 horse power. The power is now furnished by the Railroad Company free.

The Kensington Pumping Station is supplied with two centrifugal pumps each

driven by a 45 horse power compound steam engine. This installation could readily be changed so as to be operated electrically without much cost. The power required will vary from 16 horse power under ordinary dry flow conditions to about 50 or more.

Pullman Station, located at 109th street and the Illinois Central Railroad contains two direct acting compound steam pumping engines of 60 horse power each. Electrically driven centrifugal pumps can be substituted for the present machinery.

Jackson Park Avenue Pumping Station. This station contains four steam driven centrifugal pumps. The plant is just about completed, but a change so as to provide for electrical operation could be made without excessive cost. The average power required will for some years probably not exceed 80 horse power. The maximum probably not to exceed 300 horse power. Ultimately the maximum power required may be as much as 800 horse power.

Contract is about to be let for a sewage pumping station at 95th street and Erie avenue.

This will practically be a duplicate of the Jackson Park station and will require about equal power.

#### FULLERTON AVENUE PUMPING STATION.

At this station a maximum of 100 horse power at the motors would be required if electrically operated. The load at this station may be kept uniform, making the station especially suitable for the application of electric power.

The 39th street and the Lawrence avenue sewage pumping stations are both to be equipped with steam driven centrifugal and screw pumps. As they both are to be operated by the Sanitary District, they need not be further considered in connection with the subject under discussion.

What has been said as regards reserve power for the operation of the water

works pumping stations applies also to the sewage pumping stations, although generally not with equal force, as the stopping of the latter for a few hours would generally not have the same disastrous effect as the stopping of the water works pumps.

#### BRIDGES.

There are 50 movable municipal bridges in the city, all of which eventually will be electrically operated. The average maximum power required for each bridge, including lights, signals, pumps and operation is about 125 horse power. There is, however, only a part of this number that is operated simultaneously and the power required will vary considerably for different seasons and different hours of the day. Since a number of railway cars have to stop running when bridges are operated and the power can be obtained at very reasonable cost, there would probably be very little if any gain, in changing the power from the railway service, where it is now mostly obtained. The power would vary from about 300 to 1,200 horse power for the whole city when all bridges shall have been electrically equipped.

#### STREET RAILWAYS.

Until the question as to whether the City of Chicago is to operate railway systems of its own is settled, it cannot of course make any provision for the power that will be necessary for this purpose.

The pending ordinances now before the City Council call for 1582 double truck cars and 851 single truck cars to be in use within a period of three years. Allowing for a certain proportion of these cars to be out of service and undergoing repairs, there would be required for the peak loads from 5:30 to about 6 P. M. about 95,000 horse power, basing our conclusions on a load diagram furnished by the Chicago City Railway Co. All the power that can be developed at both the

power plants that the Sanitary District propose to install can be utilized for 19 or 20 hours out of 24. The surplus power developed during the remaining 4 or 5 hours could be stored and thus reduce the capacity of the steam driven plants, that would be necessary to take care of the loads that the water driven power could not handle. The power produced by the water driven plants could therefore be used more advantageously for this purpose than for any other mentioned.

#### RECAPITULATION.

At the present rate of installing electric street lamps the city will require during the year 1907 about 7,000 horse power for an average of 11 hours per day. Additional power for this purpose will be required in proportion to the number of street lamps installed yearly. For the disposal of power when not used for electric lighting purposes there remain the following municipal utilities:

Sewage Pumping Stations. Average constant power required about 300 horse power. The requirements for this purpose may at any time, day or night, be increased to about 1,000 horse power.

Bridges. The power required for the operation, lighting, signaling, pumping, etc., at the present electric bridges will vary from about 200 to a maximum of about 1,000 horse power. This maximum requirement of power may be made at any time night or day.

In addition to the lighting of municipal buildings, there are a few small municipal shops where electric power may take the place of steam power. As before stated it is not practicable or advisable to introduce electric power for the operation of the present water works plants. Assuming then that sufficient power be purchased to operate our present electric light system, there would be 7,000 horse power to be disposed of during the day. The average requirements day or night for the operation of the

sewage pumping stations, bridges and shops would not exceed 1,000 horse power which at times may be increased to 2,000 horse power. The maximum requirements are liable to occur at night, when the power is required for electric lighting purposes, as well as in day time.

If the City of Chicago can dispose of its surplus power for commercial uses, when not required for electric lighting or other purposes, satisfactory arrangements could undoubtedly be made, whereby the electric lighting as well as the other mentioned municipal works could be economically operated by power generated at Lockport.

Assuming that the power from the proposed water power plant will be obtained at a price that will bring the cost below that of power generated by steam driven plants and sufficient funds for necessary installations are appropriated, we beg to emphasize the following:

First. The most desirable use for municipal purposes of the power now being developed at Lockport by the Sanitary District would be for the operation of municipal street railways, which can use all the power that the Sanitary District can furnish for 24 hours each day.

Second. For the lighting of the city's streets and municipal buildings, provided a disposition can be made of the power during such hours when lighting is not required. This may be done if the city is given the right to dispose of power for commercial purposes during the day.

Third. Sewage pumping stations, bridges and other minor utilities may be equipped for electrical operation but would not to any appreciable extent serve to utilize during the day time the released power used for electric lighting during the night.

Fourth. It is not economical or practicable to change the present water works plants to electrical operation.

New proposed plants may be electrical-

ly operated and careful consideration should be given to this matter before new designs are decided upon.

Respectfully submitted,

WM. CARROLL,

*City Electrician.*

JOHN ERICSON,

*City Engineer.*

Approved:

JOSEPH M. PATTERSON,

*Commissioner of Public Works.*

Which was referred to the Committee on Finance.

ALSO,

The following communication and order:

DEPARTMENT OF PUBLIC WORKS, }  
CHICAGO, January 2, 1906. }

To the Mayor and City Council of the City of Chicago:

I deem it necessary and advisable to lay water mains in various streets, and respectfully ask the passage of the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby authorized to lay water mains in the following streets:

In Carondelet avenue from 50 feet north of north line 133 d street to 134th street; size 8 inch; probable cost including hydrants and basins, \$1,074.00; pays 14 cents.

Respectfully,

JOSEPH M. PATTERSON,

*Commissioner of Public Works,*

By WM. L. O'CONNELL,

*Deputy Commissioner.*

Ald. Hunter moved to concur in the request and pass the order therewith.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan.

Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

The official bond of Edward Sullivan as bridgetender at North Halsted street bridge in the penal sum of \$5,000 with William Griffin and James Young as sureties.

Ald. Wendling moved that the bond be approved.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Ruxton, Kohout, Hunter, Race—67.

*Nays*—None.

The Board of Education submitted requests as follows:

For erection of six room addition to Copernicus School; for vacation of alley adjoining Henry D. Lloyd School premises; for vacation of alley in connection with new school site, corner Albany ave-

nue, Byron street and Troy street; for vacation of alley in connection with Parental School site; to acquire property adjoining Harvard School; to acquire property adjoining Hammond School; to acquire property adjoining Alfred Nobel School; to acquire property adjoining Lloyd School; to acquire property adjoining Parental School; to acquire property adjoining Ryerson School; to acquire property adjoining Burns School.

Which were referred to the Committee on Schools.

The Board of Local Improvements presented the following communication:

BOARD OF LOCAL IMPROVEMENTS, }  
December 28, 1905. }

*Hon. Edward F. Dunne, Mayor, and Members of the City Council:*

GENTLEMEN—In reference to the enclosed Council order establishing the sidewalk line on Paulina street, between 14th place and 15th street, at three feet from the building line, I beg to report that the Board upon investigation recommend that this order be passed.

Yours very truly,

JOHN A. MAY,

*Secretary.*

Ald. Cullerton moved to pass the order mentioned in the above communication.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for establishing the sidewalk line three (3) feet from the building line on Paulina street, between 14th place and 15th street.

ALSO,

A list of assessment rolls filed in the County Court December 14, 1905.

Which was placed on file

ALSO,

A report and ordinance establishing the grades of sundry streets.

By unanimous consent, the ordinance was put upon its passage and passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward). Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell. Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

Nays—Conlon—1.

All Matters Presented by the Aldermen, also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.

### FIRST WARD.

Ald. Coughlin presented the following resolution:

Whereas, Death has removed from our midst, within the last week, one of our most distinguished and revered citizens, Murray F. Tuley; and,

Whereas, Murray F. Tuley represented the City of Chicago for a number of years in this Council as Alderman of the First Ward, and was afterwards Corporation Counsel; and,

Whereas, As Judge, Alderman and Corporation Counsel, as well as a public spirited citizen, he rendered invaluable

service to the City of Chicago and to its citizens; now, therefore, be it

Resolved, That we herewith express our profound regret at the loss to this city of this beloved and distinguished citizen; and, be it further

Resolved, That we express our sincere sympathy for the widow and relatives of the deceased; and, be it further

Resolved, That these resolutions be spread upon the records and an engrossed copy be presented to the widow of the deceased.

Ald. Coughlin moved that the resolution be adopted by a rising vote.

The motion prevailed.

Ald. Coughlin presented the following order:

Ordered, That the Commissioner of Public Works be and he is hereby directed to issue a permit to The Peerless Light Co. to erect a board sign 3 by 5 feet. Said sign to project from building known at 187 Lake street. Said sign shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time in his discretion.

Which was on motion duly passed.

Ald. Coughlin presented an ordinance in favor of Henry Ganey for an opening in sidewalk for stairway in front of premises No. 24 South Clark street, which was

Referred to the Committee on Streets and Alleys, South Division.

### THIRD WARD.

Ald. Pringle presented the following resolution:

39TH STREET PARK AND BATHING BEACH PROPOSITION.

WHEREAS, The City of Chicago did, during the time of the construction of



the 39th street intercepting sewer, acquire certain real estate, 165 feet by 250 feet, located between Lake avenue and the Illinois Central tracks, and embracing land adjacent to and lying north and south of said sewer;

WHEREAS, The City of Chicago has title to 300 feet of water frontage on Lake Michigan just east of the Illinois Central tracks and east of said real estate above mentioned, and further has title to a piece of land on which the 39th street pumping station is located, lying just east of said shore line, 300 feet long and extending 1,000 feet into Lake Michigan; said land last described having a viaduct connection with land west of the Illinois Central tracks aforementioned; and,

WHEREAS, The larger part of said land located west of the tracks is now unoccupied, and in an unsightly condition, and might with great advantage be turned into a small park; and

WHEREAS, The said property located east of said tracks and on which said pumping station is located seems to furnish a fine opportunity for a municipal bathing beach; now, therefore, be it

*Resolved*, That the Small Parks Commission be directed to at once conduct an investigation and as soon as conveniently may be, report to this Council as to the feasibility of using said land located west of said tracks, or any part thereof, for small park purposes;

*Resolved*, Also that said Small Parks Commission be directed to conduct an investigation and report as to the advisability of making use of said property east of said tracks for the purpose of a bathing beach; and, it seems wise to said Commission, to recommend the acquirement of a larger area of land and water for the purpose of establishing said bathing beach.

*Resolved, Also Further*, That if said small park proposition and said bathing beach proposition, or either of them be found feasible, and reported on favorably

by said Small Parks Commission, then the Commissioner of Public Works and the Comptroller, or either of them, shall take such action as is necessary to place the said property or properties under the jurisdiction of the Small Parks Commission; be it further

*Resolved*, That the Small Parks Commission report in sufficient time so as to enable the Finance Committee to make a sufficient appropriation in its next budget, in case of a favorable report upon the part of the Small Parks Commission.

Which was on motion duly adopted.

Ald. Pringle presented an order for paving with brick the alley 125 feet north of 39th street, from Cottage Grove to Ellis avenues, which was

Referred to the Board of Local Improvements.

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#### FOURTH WARD.

Ald. Richert presented the following order:

*Ordered*, That the Chief of Police be and he is hereby directed to place police patrol and fire alarm box at corner of 30th street and Poplar avenue.

Which was on motion duly passed.

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#### SIXTH WARD.

Ald. Potter presented the following resolution:

WHEREAS, The right of way of the Illinois Central Railway within the city limits traverses almost exclusively a residence district; and

WHEREAS, This railroad operates an unusually large number of trains per day by reason of its extensive suburban service; and

WHEREAS, The people of Chicago are constructing at large expense an extensive park along the Lake Front, between Randolph and 12th streets, which park

is to contain the Field Museum and the Crerar Library with their very valuable collections; and

WHEREAS, The noise and smoke of the locomotives of said railway are an intolerable nuisance to the residents along its right of way, and the smoke and dirt are most destructive to personal and public property and will be most destructive to the valuable contents of the Field Museum and the Crerar Library, and to the lawns, trees and shrubs of the Lake Front Park; and

WHEREAS, It has been amply demonstrated that electricity is a practicable and economical motive power for the operation of railways, as is witnessed by the elevated railways of this city and great numbers of interurban railways, and notably by its adoption by the New York Central and Pennsylvania railways for their New York City terminals; now therefore be it

*Resolved*, That on and after three years from the date of the adoption of this resolution the use of steam locomotives shall be forbidden to the Illinois Central Railway within the limits of the City of Chicago, or to any railway using the right of way and terminals of the Illinois Central Railway within the city limits; and be it further

*Resolved*, That the Committee on Local Transportation be and are hereby required to prepare an ordinance and submit same to this Council requiring said Illinois Central Railway to conform to the terms of this resolution.

Which was referred to the Committee on Local Transportation.

Ald. Young presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to L. St. Julien to erect a barber pole in front of premises known as No. 3952 Cottage Grove avenue, subject to revocation by His Honor, the Mayor, at any time; said barber pole

shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works.

Which was on motion duly passed.

Ald. Young presented an ordinance in favor of the Banker's Electric Protective Company to operate a line of wires for the transmission of signals, which was

Referred to the Committee on Gas, Oil and Electric Light.

#### SEVENTH WARD.

Ald. Bennett presented the following orders:

*Ordered*, That the Comptroller be and he is hereby authorized and directed to transfer from the Corporation Counsel's Salary Account Fund No. 4A to the Corporation Counsel's Legal Expense Fund No. 4D the sum of \$2,385.10, said sum being the balance of said salary account fund unexpended.

*Ordered*, That the following item in the Appropriation Bill for the Board of Local Improvements as passed February 18, 1905, as shown on page 2557 of the Council Proceedings of that date, and as amended November 13, 1905, as shown in the Council Proceedings of that date, page 1430, in reference to sub-paving inspectors, be and the same is hereby further amended as follows: By striking out the words "four hundred and seventy-four," and by substituting therefor the words "five hundred and one," and it is further

*Ordered*, That the Comptroller is hereby authorized and directed to pay the increased amount occasioned by the above amendment out of the Board of Local Improvement Appropriation, Letter "A," the same in no way increasing the total appropriation of the Board of Local Improvements.

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to transfer on the books of his Department, for the year 1905, the sum of \$9,117.07 from sundry accounts of the

Department of Electricity, as follows, to-wit:

36 I, Electric Light System, globes .....	\$ 100.00
36 J, Electric Light System, carbons .....	2,000.00
36 V, Plant No. 4 (H. N. May Plant), repairs and renewals, steam plant .....	500.00
36 W, Plant No. 4 (H. N. May Plant), repairs and renewals, electric plant .....	450.00
36 X, Plant No. 4 (H. N. May Plant), salaries, operation...	391.98
36 Y, Plant No. 4 (H. N. May Plant), fuel .....	641.49
36 BB, Plant No. 6, repairs and renewals, electric plant .....	750.00
36 HH, Plant No. 8, salaries, operation .....	455.84
36 II, Plant No. 8, fuel .....	1,485.83
36 KK, R. A. Waller Plant, repairs and renewals, steam plant .....	200.00
36 LL, R. A. Waller Plant, repairs and renewals, electric plant .....	100.00
36 NN, R. A. Waller Plant, fuel.	2,041.83
Same to be distributed amongst sundry accounts of the Department of Electricity, as follows, to-wit:	
36 K, Gas Lamp Repair Shop, salaries .....	590.50
36 M, Street Lighting, gas .....	1,350.00
36 Z, Plant No. 4 (H. N. May Plant) other operation .....	400.00
36 AA, Plant No. 6, repairs and renewals, steam plant .....	400.00
36 EE, Plant No. 6, other operation .....	636.90
36 DD, Plant No. 6, fuel .....	3,585.43
36 FF, Plant No. 8, repairs and renewals, steam plant .....	600.00
36 GG, Plant No. 8, repairs and renewals, electric plant .....	322.48
36 JJ, Plant No. 8, other operation .....	800.00
36 OO, R. A. Waller Plant, other operation .....	200.00
36 RR, Automobiles, licenses and inspection .....	322.76

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to transfer from the appropriation for the Police Department from "Salary, Fund G" to "Miscellaneous Fund" the sum of twenty-five thousand (\$25,000) dollars, in accordance with the request of the General Superintendent of Police, dated December 20th, 1905, attached hereto.

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to transfer from appropriation for fire engine house site, in the vicinity of 48th avenue and Harrison street, to the appropriation for purchase of fire engine house site in the vicinity of 23d street and Sacramento avenue, the sum of one hundred dollars.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to cause surveys to be made of all water pipes laid and paid for with money deposited with the city for that purpose, and for which certificates of deposit for laying water pipe are outstanding and for which deposits were made with the city and no certificates for the same were ever issued. When said surveys are completed, report of all certificates due and payable under their terms and of all deposits due under the terms of class of certificates that were being used at time deposits were made, shall be made by said Commissioner to this Council for the purpose of such action as will stop interest on the outstanding certificates of deposit.

Which were on motion duly passed.

Ald. Bennett presented the claim of Klotz & Handy for payment of balance due on 3d installment of Warrant 25009, which was

Referred to the Committee on Finance.

Ald. Bennett presented the claim of S. R. Wharton for back salary, which was Referred to the Committee on Finance.

Ald. Bennett moved that the claim of

Frank Rust placed on file December 18th, 1905, be taken from file and be re-referred to the Committee on Finance.

The motion prevailed.

Ald. Snow presented the following ordinance:

**WHEREAS**, On June 25th, 1900, an ordinance was passed granting permission to Carrie B. Hathaway, executrix of the estate of J. L. Hathaway, deceased, of the City of Chicago, to lay down, maintain and operate a railroad switch track in and across Kingsbury street; and

**WHEREAS**, The franchise granted by said ordinance never was used and switch track never constructed, therefore

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance passed June 25th, 1900, and published on page 665 of the Council Proceedings, granting permission to Carrie B. Hathaway, executrix of the estate of J. L. Hathaway, deceased, of the City of Chicago, to lay down, maintain and operate a railroad switch track in and across Kingsbury street on and upon the following premises, to-wit:

That part of Block three (3), in Assessors Division of the east half (E.  $\frac{1}{2}$ ) of the northwest quarter (N. W.  $\frac{1}{4}$ ) of Section nine (9), Township thirty-nine (39) North, Range fourteen (14), East of the Third Principal Meridian, in Chicago, Cook County, Illinois, etc., described as follows, to-wit:

Commencing at the point of intersection of the dock line of the North Branch of the Chicago River and Indiana street, and running thence northwesterly along said dock line 231 feet; thence northeasterly to a point in the easterly line of Kingsbury street 297 feet northwesterly from the northwest corner of Kingsbury and Indiana streets; thence southeasterly along the westerly line of Kingsbury street 297 feet to the northwest corner of Kingsbury and Indiana streets;

thence westerly along the north line of Indiana street to the place of beginning and connecting there with the right of way of the Chicago, Milwaukee and St. Paul Railroad Company railroad tracks, be and the same is hereby repealed.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

Ald. Snow presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance passed July 11, 1904, and printed on pages 942 and 943 of the Council Proceedings, authorizing William H. Dunbar, C. D. Turnbull and Anne E. Whitmore, trustees, and their assigns, to lay down, construct and maintain a railroad switch track in Wallace street, between 53d and 54th streets, be and the same is hereby repealed.

**SECTION 2.** This ordinance shall be in full force and effect from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey,

McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

Ald. Snow presented an order to issue a permit to E. J. Feindt to erect a frame barn on the rear of lot, 6722 Indiana avenue, which was

Referred to the Committee on Building Department.

#### EIGHTH WARD.

Ald. Moynihan presented an order directing the Committee on Finance to investigate the matter of water taxes paid by H. Welge on premises known as Nos. 7717, 7719, 7727 Chauncey avenue, which was

Referred to the Committee on Finance.

Ald. Moynihan presented an ordinance in favor of the Val Blatz Brewing Company and the Western Coal Mining and Coke Company for a switch track, which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. Jones presented the following order:

*Ordered*, That the Committee on Building Department be and hereby is instructed to consider the advisability of requiring office buildings over six stories in height in which tenants work at night or on holidays to maintain elevator service during such hours as tenants are

so employed, and if desirable report an ordinance making such requirement, which was

Referred to the Committee on Building Department.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a plank sidewalk on both sides of Erie avenue, from 91st street to South Chicago avenue.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of Colfax avenue, from 79th street to 81st street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn,

Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of Escanaba avenue, from 84th street to 87th street.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of Jeffery avenue, from 84th street to 87th street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, May-

pole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of Marquette avenue, from 82d street to 83d street.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hurt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on the north side of 100th street, from Avenue G to Avenue J.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey,

McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of Ontario avenue, from 89th street to 90th street.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of Saginaw avenue, from 82d street to South Chicago avenue.

By unanimous consent, on motion of

Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a system of sewers as follows: In Coles avenue, from 79th street to 81st street, etc.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and esti-

mate for a sewer in Commercial avenue, from 83d street to 82d street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

#### ALSO,

A recommendation ordinance and estimate for a sewer in Escanaba avenue, from 79th street to Railroad avenue.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

#### ALSO,

A recommendation, ordinance and estimate for a system of sewers as follows: In Escanaba avenue, from 83d street to 81st street, etc.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

#### ALSO,

A recommendation, ordinance and estimate for a system of sewers as follows: In Exchange avenue, from 83d street to 81st street, etc.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wen-



ling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a system of sewers as follows: In Houston avenue, from 83d street to Illinois avenue, etc.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a sewer in Mackinaw avenue, from a point 290 feet north of 83d street to 86th street.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese,

Dougherty, Sullivan, Schmidt (23d ward); Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a sewer in Ontario avenue, from 83d street to a point 170 feet south of the south line produced, of 85th street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a sewer in Saginaw avenue, from 79th street to Railroad avenue.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, May-

pole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

#### ALSO,

A recommendation, ordinance and estimate for a sewer in Superior avenue, from a point 290 feet north of 83d street to 87th street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Uhlir, Zimmer, Conisidine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Moynihan, Cullerton—2.

#### NINTH WARD.

Ald. Fick presented an order for a permit to the Reder Foundry Company to complete re-construction of building, which was

Referred to the Committee on Building Department.

Ald. Fick presented an amendment to Section 2028 of the Revised Municipal Code of 1905, by adding at the end there-

of, "In the event application is made for a license for a portion of the year, the City Collector shall issue same and charge the applicant proportionally for such portion of the year," which was

Referred to the Committee on License.

#### TENTH WARD.

Ald. Scully presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to remove all obstructions forthwith on the streets, alleys and sidewalks located in the Tenth Ward, and to the following streets in particular; 21st place, from Throop street to Lafin street; Allport street, from 21st street to 22d street; Loomis street, from 21st street to 22d street.

Which was on motion duly passed.

#### ELEVENTH WARD.

Ald. Cullerton presented the following resolution:

WHEREAS, There appeared in one of the daily papers of this city of date December 25th last, a statement credited to T. J. Sutherland, Assistant Corporation Counsel, that within the last twelve years the sum of \$55,000,000 has been paid for extras on city contracts and that a large portion of said amount could be recovered by suits at law, and

WHEREAS, If such statement be true it becomes the duty of the City Council to institute a rigid investigation, not only for the purpose of recovering moneys wrongfully and illegally paid to contractors, but also to establish and fix the responsibility of such payments upon the proper officials, and by suitable precautions prevent such acts in the future; therefore

*Resolved*, That a Committee of five members of this Council, be appointed by His Honor, the Mayor, with instructions to thoroughly investigate the question of

such contracts upon which extras are so said to have been paid, and with full power to examine into the merits of such claims for extras and to report to this Council as soon as practicable its conclusions and recommendations in the matter; it is further

*Resolved*, That the Corporation Counsel be and he is hereby instructed to furnish said Committee on demand all information in relation thereto within his knowledge, and such assistance as may be required of him in said investigation.

Which was on motion duly adopted.

Ald. Cullerton presented the following resolution:

- An act to provide a charter or scheme
- of government for the City of Chicago.

#### ARTICLE I.

Of the boundaries of the City of Chicago and the alteration thereof.

##### BOUNDARIES.

SECTION 1. Be it enacted by the people of the State of Illinois represented in the General Assembly that until altered, as hereinafter provided, the boundaries of the City of Chicago shall be the same as they are by law established on the date of the passage of this act, except that commencing at the point where the center line of Rogers avenue intersects the shore of Lake Michigan instead of running southward along the shore of said Lake as at present, the boundary line of the said city shall run due east to the Illinois State Boundary line, thence southward along said Illinois State Boundary line to the point where it intersects the shore of Lake Michigan and all territory within the said boundaries as hereinbefore set forth which has not hitherto been part of the territory of said city is hereby annexed to said city and included within its said boundaries.

SECTION 2. Territory may be annexed to or disconnected from the said City of

Chicago, as hereinbefore bounded, as provided by the Statutes of the State of Illinois.

#### ARTICLE II.

Of the City of Chicago, its powers and the construction thereof.

SECTION 3. The inhabitants of the territory hereinbefore described shall form and constitute, and they are hereby constituted a body corporate and politic under the name and style of the City of Chicago.

SECTION 4. a. The said City of Chicago, within the boundaries hereinbefore described, shall have and may exercise all the powers which the Legislature of the State of Illinois has and may exercise within the said boundaries, provided, however, that the particular power exercised or proposed to be exercised, or the particular or proposed particular exercise of said power be not expressly prohibited by the Constitution or laws of the United States, or the Constitution of the State of Illinois.

b. The said City of Chicago in respect to its local affairs, shall have power to do in any way it may determine anything it may desire, the said way and thing not being expressly prohibited by the Constitution or laws of the United States or the Constitution of the State of Illinois.

c. The said City of Chicago in affairs not purely local, shall have power to do in any way it may determine anything it may desire, the said way and thing not being expressly prohibited by the Constitution or laws of the United States or of the State of Illinois.

d. The said City of Chicago within the boundaries hereinbefore described shall have power to use, and it is hereby granted the right to use the bed of Lake Michigan in any way and for any purpose which in its judgment the best interests of said city require, subject to the Constitution and laws of the United States.

e. The said City of Chicago in its private and proprietary capacity, and as a manufacturer and distributor of commodities, utilities, or service, such as for instance, water, gas, electric light and power, dressed meats, milk, coal, ice, or whatever the business may be, shall have power to carry on any part or branch of such business in any place within the State of Illinois, which in its sole discretion it may decide to do, provided, however, that outside of its boundaries the City of Chicago when acting in such capacity shall have the same rights and privileges and be subject to the same duties and obligations as are imposed by law on private corporations engaged in the same business in the same place.

SECTION 5. a. When in cases at law or in equity arising under or involving this act or any provision thereof doubts shall arise as to whether the particular power exercised or proposed to be exercised was granted or intended to be granted to the City of Chicago or whether such power is expressly prohibited by the Constitution or laws of the State of Illinois;

When in such cases doubts shall arise as to whether the particular or proposed particular way or manner of the exercise of a particular power is a proper way or manner of exercising said power or is expressly prohibited by the Constitution or laws of the State of Illinois;

When in such cases doubts shall arise as to whether in the exercise or proposed exercise of the particular power, or proposed particular exercise of such power then in question, the City of Chicago is acting in regard to its affairs purely local or not purely local;

Then and in all such cases this act shall be construed most liberally in favor of the right and authority of the City of Chicago to exercise the particular power exercised or proposed to be exercised which may be in question, and to exercise said power in the particular

or proposed particular way or manner which may be in question, and this act is hereby declared to be a remedial statute.

b. Nothing in any one of the separate grants of power in the preceding section shall be so construed as to limit the grant of power in any other, and if the exercise or proposed exercise of a particular power or the particular or proposed particular way or manner of said exercise can be in any way justified under any of said grants, nothing in any other should be so construed as to limit or divest such power.

c. The preceding section shall never be so construed as to limit the power of the City of Chicago:

1st, to exercise the powers usually incident to municipal or private corporations;

2nd, to deal with, hold, acquire and dispose of, for corporate purposes, property both real and personal the same as a natural person;

3rd, to borrow money, give evidences of debt therefor the same as a natural person;

4th, to exercise the Right of Eminent Domain and to condemn property, both real and personal, for corporate purposes;

5th, to alter and amend this charter at its pleasure except as hereinafter provided in Article III, Section 6.

6th, to engage in any business which in its local and proprietary capacity it may desire to engage in;

7th, to assess and levy such taxes, and to require and issue such licenses as from time to time it may determine in the manner it may determine;

8th, to hold, conduct and regulate such municipal elections, general, special and primary, as it may determine, and at any time and in any manner it may determine, and to provide for the nomination of candidates for office thereat, and to prescribe the qualifications of such

candidates and the qualifications of voters thereat;

9th, to elect such executive officers and employes as it may determine;

10th, to provide for the appointment of such officers and employes as it may determine and to prescribe the manner of their appointment;

11th, to provide for municipal courts and for the election or appointment of the judges thereof;

12th, to create, modify or abolish, any office, and to regulate the powers and duties of any office for the government of said city, or the exercise of any of the powers herein or otherwise conferred on said city;

13th, to provide for the recall or dismissal of any appointive or elective officer or employe;

14th, to review by means of the referendum, any act or decision of the City Council, or of any other of the officers or employes of the City of Chicago, and to reverse or confirm the said act or decision;

15th, to command and compel by means of the initiative any desired act or decision of the City Council, or of any other of the officers or employes of the City of Chicago;

16th, to exercise all the power and authority conferred on the General Assembly of the State of Illinois by Article IV, Section 34, of the Constitution of the State of Illinois;

17th, to control the finances and property of the corporation and to appropriate money;

18th, to exercise to the fullest extent the police power;

19th, to prescribe municipal offenses and punish such offenses by fine or imprisonment.

### ARTICLE III.

Of the Exercise of the Powers of the

City of Chicago by the Legal Voters thereof.

SECTION 6. Except as hereinafter specified, the powers hereinbefore conferred on said city shall be exercised by the legal voters thereof in the following manner, provided however that although other manners of the exercise of said powers by the legal voters of said city may be provided by them or by the City Council thereof, neither said legal voters nor the said City Council shall have power to amend, alter or repeal the said following manner hereinafter in this section provided and it shall always be lawful and proper for legal voters of the City of Chicago as defined in this act to exercise said powers in the following manner, to-wit:

1st. Ten thousand qualified voters may by signing a petition and presenting it to the Board of Election Commissioners propose the enactment of any specified measure. On presentation of such petition it shall be the duty of said Board to publish the text of such measure and to submit the question of the adoption thereof to the legal voters at the municipal election next ensuing after the expiration of sixty days from the presentation of the petition. And in case a majority of those voting on the question vote in favor of the measure, it shall go into full force and effect and it shall not be altered, amended or repealed unless the question of such alteration, amendment or repeal shall be submitted to the legal voters and approved by a majority of those voting on the question. And in case a majority shall vote against the measure it shall have no force and effect, and in such case the measure shall not be again proposed within two years, except by a petition signed by twenty-five per cent of the qualified voters.

2nd. The holder of any elective office or employment may be recalled, removed and dismissed at any time by the voters qualified to vote for the successor of such incumbent. Upon presentation to the

Board of Election Commissioners of a petition for the recall of any such officer, signed by such qualified voters in number equal to at least twenty per cent of the entire vote cast for all candidates for the office in question at the last election therefor preceding such petition, it shall be the duty of the Board of Election Commissioners immediately to call an election for such purpose and give public notice thereof, the said election to be held not less than twenty-five nor more than thirty-five days after the presentation of said petition. Nominations for such elections shall be made in the usual manner unless otherwise prescribed, provided, however, that the name of the incumbent of such office shall be placed on the official ballot unless he shall file with said Board a written request that his name be not so printed, which request shall be executed and acknowledged in the manner provided by law for the execution and acknowledgment of deeds. At such election the candidates receiving the highest number of votes shall be declared elected, and if the incumbent receives the highest number of votes he shall continue in office.

3rd. Any non-elective or appointive officer, or employe, may be removed or dismissed at any time by the legal voters of the district for which he is appointed or detailed and in which he performs his duties; or if his duties are general throughout the city, by the legal voters of the city. Upon presentation of a petition signed by thirty-three per cent of the qualified voters of such district, or of the city if such officer, or employe, has general duties throughout the city, to the municipal officer or officers who have the power of appointment to such office or employment, it shall be the duty of such officer, or officers, to remove and dismiss the officer or employe in question and appoint his successor, and such petition shall be good and sufficient cause for said officer's or employe's re-

moval under the civil service law or otherwise.

4th. a. The legal voters of the City of Chicago may create, modify or abolish, any office or employment for the government of said city, or the exercise of any of the powers herein, or otherwise conferred on said city, and may regulate the powers and duties thereof, and as they may determine, elect or appoint the incumbents thereof, and to such incumbents they may delegate the exercise of such of their powers as they may determine.

b. All acts or decisions of such officers, or employes, shall be subject to review by means of the referendum in like manner to that provided hereinafter for the review of the acts of the City Council, and shall be reversed or confirmed according to the way the majority of those voting on the question of such referendum shall vote, provided, however, that if the powers and duties of said officer or employe whose act or decision is to be reviewed, are not general throughout the city, but are confined to a district to which he is detailed, or in which he performs said powers and duties, then said acts or decisions shall be reviewable by the legal voters of such district, and in such case the petition need only be signed by two and one-half per cent of the qualified voters of such district, and provided further, that said act or decision shall also be reviewable by the legal voters of the City of Chicago in like manner to that hereinafter provided for the review of the acts and decisions of the City Council

c. The legal voters of said City of Chicago may compel and command any desired act or decision by such officers or employes by means of the initiative in like manner to that hereinbefore provided for the initiation of measures, and in case such officer shall refuse to act upon the decision of the legal voters as had in the referendum ensuing upon such initiative, such officer shall *ipso facto* be

deemed to have resigned, and his office shall thereupon become vacant, provided, however, that if the powers and duties of said officer or employe whose act or decision is to be compelled or commanded are not general throughout the city, but are confined to a district to which he is detailed, or in which he performs his duties, then said desired act or decision shall be subject to the command of the legal voters of said district on the initiative petition signed by two and one-half per cent of the qualified voters of such district, provided further said act or decision may be compelled or commanded by the legal voters of the City of Chicago in like manner to that provided hereinbefore for the initiation of measures.

#### ARTICLE IV.

Of the City Council, Its Powers, Duties, and the Manner of the Exercise Thereof.

SECTION 7. The powers hereinbefore conferred on said city may also be exercised by the City Council thereof in so far as such exercise is not prohibited by the legal voters thereof and subject to their exercise by the legal voters thereof, and in so far as they are not exercised by the legal voters thereof.

SECTION 8. No ordinance, order or resolution (except routine ordinances, orders, resolutions or urgency measures necessary for the immediate preservation of the public health, peace, welfare, safety or convenience) shall go into effect until sixty days after its passage by the City Council, nor until submitted to the legal voters and approved by a majority of those voting on the question of the approval or rejection of such ordinances, order or resolution if within the said sixty days a referendum is demanded by a petition filed with the Board of Election Commissioners and signed by 10,000 qualified voters.

SECTION 9. All routine ordinances, orders and resolutions and all urgency measures necessary for the immediate

preservation of the public health, peace, welfare, safety or convenience may go into effect at once, but in all cases they shall be subject to alteration, amendment or repeal for sixty days after their passage, either by the legal voters through the initiative hereinbefore provided or by the Council, and if within the said sixty days a referendum thereof is demanded by a petition filed with the Board of Election Commissioners and signed by 10,000 qualified voters, such ordinance, order or resolution shall continue subject to alteration, amendment and repeal until the question of its approval, amendment or rejection shall have been submitted to the legal voters, and if approved by a majority of those voting on the question, the ordinance, order, or resolution in question shall go into full force and effect, and if a majority of those voting on the question, vote to amend it as proposed, it shall stand so amended and go into full force and effect, but if a majority disapprove it shall stand repealed, provided, however, that to be a routine ordinance, order or resolution, or an urgency measure necessary for the immediate preservation of the public health, welfare, safety, or convenience, the measure in question shall be declared so to be by a three-fourths majority of those of the City Council voting on the question.

SECTION 10. Subject to the exercise by the legal voters of the City of Chicago, of the powers of government herein conferred, and except as by them prohibited, the City Council may delegate to such officers or employes as it may determine, the exercise of such of its powers herein conferred as it may determine, provided however, that all acts and decisions of such officers or employes shall be subject to the approval or disapproval of the City Council by vote thereof and of the people by means of the initiative and referendum in like manner to that herein provided in regard to other matters. Any officer of the government may refer any question within his power and duty to

decide, to the legal voters of the City of Chicago for their decision, or if his powers and duties be not general throughout said city, but are confined to a district, to the legal voters of such district.

SECTION 11. One-third of those of the City Council present and voting may demand that any resolution, order, or ordinance be referred to the legal voters of the City of Chicago, and if the same be approved by them, it may go into full force and effect immediately, and if the same be disapproved by them it shall be of no force and effect.

#### ARTICLE IV.

##### *Miscellaneous Provisions.*

SECTION 12. Whenever, and as often as ten initiative or referendum petitions shall accumulate on file with the Board of Election Commissioners, it shall be their duty to call a special election and to submit the questions involved in said petitions to the legal voters, provided however, that nothing herein contained shall warrant the non-submission at any election, general, municipal or special, of the question on any petition which at the time of such election shall have been on file with the Board of Election Commissioners for not less than sixty days, and provided further, that such election shall not be called if within five months there is to be any election, general, municipal, or special, at which such questions can be submitted.

SECTION 13. The petitions hereinbefore mentioned may consist of separate sheets, on each of which sheets the substance of the measure shall be set forth and the measure shall thereon be specified with sufficient accuracy to identify it. Such sheet or sheets shall be ruled into convenient columns. At the head of the left hand column shall be the word "Name." At the head of the next column to the right shall be the words "Last registered from." At the head of the next right hand column shall be the word "Ward." At the head of the next right hand column shall be the word "Pre-

cinct." The signor shall sign his name and place the street and number of the residence from which he last registered and if possible the ward and precinct, in which said residence is, provided however, that if the signor does not know his ward or precinct the circulators of the petition shall ascertain and fill in the proper ward and precinct number before filing said sheet. If separate sheets are used they shall be numbered consecutively and fastened together in order, and the lines for signatures on each such sheet shall be numbered consecutively from one to such number as the sheet contains lines for names.

The circulator of any such single or separate sheet shall make an affidavit on the back of such sheet that persons purporting to be the ones whose names appear as signed to such sheet actually and in his presence did sign said sheet, and write thereon the residence from which they last registered, and that he inquired of them as to their being qualified voters, and that to the best of his knowledge and belief they are such voters.

SECTION 14. The words "legal voters" as used in this act shall be so construed as to mean that such voter is qualified by law to vote at the election in question, provided however, that no adult man or woman of or over the age of twenty-one years shall be disqualified from voting at any election for any reason except conviction of crime, or adjudicated mental incapacity sufficient to require restraint of his or her person by law, provided however, further, that the said man or woman shall have registered as by law provided, or shall otherwise be entitled to vote as by law provided, and shall have been a resident of the State of Illinois one year, of Cook County and the City of Chicago, ninety days, and the election precinct thirty days.

SECTION 15. The words "qualified voters" shall be so construed as to mean those voters who are registered and whose names appear on the Public Register pre-



pared at the last day of registration preceding the time of signing such petition, whether they are still residing at the same place or whether they have moved therefrom, provided however, that if they shall have moved and reside outside the limits of the City of Chicago, they shall not be qualified voters, though they shall have so registered.

SECTION 16. Until changed by the City of Chicago, pursuant to the authority granted by this act, the government thereof shall remain as it is on the date of the passage of this act, and for all purposes the City of Chicago as hereby incorporated shall be deemed the same corporation as the City of Chicago existing on the date of the passage of this act.

SECTION 17. All acts or parts of acts in so far as their force and effect are contrary and inconsistent to this act, are hereby repealed.

SECTION 18. Whereas, an emergency exists the Board of Election Commissioners of the City of Chicago shall call a special election to be held not less than fifty-five nor more than sixty days from the date of the passage of this act. At this election the question of the adoption or rejection of this act and charter shall be submitted to the legal voters (as defined in this act) of the City of Chicago (as bounded by this act). Five weeks before such election day there shall be a day of registration on which all such legal voters shall register in accordance with the provisions of law for General Registration, except as the same may be inconsistent with this act, and no legal voter shall vote at such election if not so registered, unless as otherwise provided by law. At such election all the laws applying to Municipal Elections shall apply except as in so far as they may be inconsistent with this act. And if a majority of those voting at such election vote in favor of adopting this act then it shall immediately go into

full force and effect, and if not it shall be of no force and effect.

Which was referred to the Committee on State Legislation.

## TWELFTH WARD.

Ald. Zimmer presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place an electric lamp in front of Sokol Chicago School Hall, 1114 to 1118 South Kedzie avenue.

Which was on motion duly passed.

Ald. Zimmer presented an order directing the Committee on Finance to include an item in the next annual appropriation bill for a fire engine house at Whipple and 24th streets, which was

Referred to the Committee on Finance.

Ald. Uhlir presented an order to permit Joseph Mahr to erect a frame addition at rear of No. 1255 South St. Louis avenue, which was

Referred to the Committee on Building Department.

The Board of Local Improvements submitted a recommendation, estimate and ordinance for a supplemental assessment for curbing, grading and paving with brick West 21st place, from South Rockwell street to South Washtenaw avenue.

By unanimous consent, on motion of Ald. Uhlir, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward),

Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

### THIRTEENTH WARD.

Ald. Considine presented the claims of Chicago Tax Abstract Company in favor of Kirk Hawes, the University of Chicago and Gustav Gottmanshausen for refund on account of laying water main, which was

Referred to the Committee on Finance.

Ald. Riley presented an order for paving with asphalt Grenshaw street, from Homan avenue to Central Park avenue, which was

Referred to the Board of Local Improvements.

### FOURTEENTH WARD.

Ald. Harkin presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to require the C. & N. W. Ry. Co., the Penn. R. R. Co. and the C., M. & St. Paul Ry. Co. to comply with Section 1997 of Revised Municipal Code of Chicago of 1905, particularly as to subways under their elevated tracks at intersection of following streets: Ashland avenue, Paulina street, Wood street, Lincoln street, Robey street, Hoyne avenue, Leavitt street, Oakley avenue, Western and Chicago avenues.

Which was on motion duly passed.

Ald. Maypole presented the claims of William Gavin, H. J. Peaster and Bride A. Phelan for damage to property on account of track elevation, which were

Referred to the Committee on Finance.

### FIFTEENTH WARD.

Ald. Beilfuss presented the claim of Mrs. Genevieve M. Croak for damages to property on account of track elevation, which was

Referred to the Committee on Finance.

### SIXTEENTH WARD.

Ald. Nowicki presented the claim of Andrew Winiecki for personal injuries, which was

Referred to the Committee on Finance.

### SEVENTEENTH WARD.

Ald. Dever presented the claim of John Hourigan for personal injuries, which was

Referred to the Committee on Finance.

Ald. Dever presented the petition of police operators for an increase of salary, which was

Referred to the Committee on Finance.

Ald. Sitts presented the claim of R. J. Kittredge & Co. for refund of water tax, which was

Referred to the Committee on Finance.

### EIGHTEENTH WARD.

Ald. Conlon presented the following order:

*Ordered*, That the Commissioner of Buildings be, and he is hereby directed to issue a permit to J. Landon, to erect a shelter shed on the lot known as No. 306 Rundel place.

Which was on motion duly passed.

Ald. Conlon presented the claim of Mrs. Elizabeth Brattston for damages to property on account of track elevation, which was

Referred to the Committee on Finance.

### NINETEENTH WARD.

Ald. Powers presented the following order:

Ordered, That permission be granted to Elizabeth Neagle to extend frame addition to building at No. 324 South Halsted street, 11 feet by 20 feet by 9 feet 6 inches high.

Which was on motion duly passed.

Ald. Powers presented claims of Richard I. Cahill, John Karbanski and Angello Gazollo for refund of saloon licenses, which were

Referred to the Committee on Finance.

Ald. Powers presented a petition of the hostlers employed by the Police Department for increase of salary, which was

Referred to the Committee on Finance.

#### **TWENTIETH WARD.**

Ald. Finn presented the claim of J. I. Naghten for rebate of water tax, which was

Referred to the Committee on Finance.

#### **TWENTY-FIRST WARD.**

Ald. McCormick presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place lights at the following street intersections: Dearborn avenue and Kinzie street, Cass street and Illinois street, LaSalle avenue and Dearborn street, Pine street and Illinois street.

Which was on motion duly passed.

Ald. Reese presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place an electric arc lamp at the corner of La Salle avenue and Locust street in front of the Grace M. E. Church.

Which was on motion duly passed.

Ald. Reese presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That an ordinance assign

ing new numbers to buildings located on the east side of Dearborn avenue between Schiller street and Burton place, published at page 1065 of the council proceedings for 1904 and passed July 14, 1904, be and the same is hereby repealed.

**SECTION 2.** This ordinance shall be in full force and effect from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Rainberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

Ald. Reese presented the claim of Gabriel Davoust for rebate of water tax, which was

Referred to the Committee on Finance.

#### **TWENTY-SECOND WARD.**

Ald. Dougherty presented an ordinance in favor of Charles A. McAllister for switch track across Ontario street, which was

Referred to the Committee on Streets and Alleys, North Division.

Ald. Dougherty presented an ordinance in favor of Elise Kirchheimer for a switch track across the alley in Buckers's Subdivision of Block five in the Kingsbury tract, which was

Referred to the Committee on Streets and Alleys, North Division.

Ald. Dougherty presented the petition of the Chief Clerk, permit and record clerks of the Building Department, for increase of salary, which was

Referred to the Committee on Finance.

### TWENTY-THIRD WARD.

Ald. Werno presented an ordinance fixing the time of the next meeting of the City Council for Friday, January 5, 1906, at the hour of 10 a. m.

Ald. Cullerton introduced the following resolution:

WHEREAS, A Resolution was passed by this Council October 16, 1905, and published on page 1267 of the Council proceeding, contains the following provision.

"The ordinance or ordinances shall be framed up for passage and voted on in the Committee of the Whole without final action by the City Council; thereupon such ordinance or ordinances as shall receive a majority of votes taken by roll call in the Committee of the Whole shall be published and the City Council shall take steps to have the question whether it or they shall be passed by the City Council placed on the ballot to be voted on by the people; and

WHEREAS, The above provision is in direct violation of the rules of this Council and of Robert's rules in so far as it refers to a roll call in Committee of the Whole, and

WHEREAS, The rules of this Council can not be changed except in strict accordance with the rules of this Council as laid down in Robert's rules, Section 45, Page 138; therefore, be it

*Resolved*, That the resolution of this Council, passed October 16, 1905, and above referred to, be and the same is hereby rescinded.

Ald. Cullerton moved that the resolution be substituted for the ordinance introduced by Ald. Werno.

Ald. Foreman moved to lay the motion of Ald. Cullerton on the table.

The motion to table prevailed by yeas and nays as follows:

*Yeas*—Dixon, Pringle, Foreman, Richert, Potter, Young, Snow, Bennett, Jones, Harris, Hurt, Scully, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward), Werno, Williston, Dunn, Reinberg, Lipps, Raymer, Larson, Carey, Bradley, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—47.

*Nays*—Coughlin, Kenna, Haring, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Cullerton, Conlon, Ryan, Powers, Dougherty, Sullivan, Schmidt (24th ward), Hahne, Butler, Siewert, Wendling, Burns, Kohout—21.

Ald. Werno moved the passage of the ordinance introduced by himself.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Moynihan, Cullerton—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next meeting of the City Council after the meeting of January 2, 1906, shall be held Friday,

January 5, 1906, at the hour of 10 a. m., to take up for consideration the report of the Committee on Local Transportation, made December 4, 1905, printed on page 1659 of the current Council Proceedings, in accordance with a resolution passed by the City Council October 16, 1905, and printed on page 1267 of the current Council Proceedings.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Ald. McCormick, 21st ward, introduced the following resolution:

*Be It Resolved*, By the City Council of the City of Chicago, That the Committee of the Whole meet in open session.

Which was on motion duly adopted.

Ald. McCormick, 21st ward, presented the following resolution:

*Be It Resolved*, By the City Council of the City of Chicago, That the Committee of the Whole record its vote by a roll call on all questions when requested by five or more members.

Ald. Moynihan moved to amend the resolution by striking out the words "five members" and inserting the words "three members."

Ald. Snow moved to lay the amendment on the table.

The motion prevailed.

Ald. McCormick (21st ward) moved the adoption of the resolution as presented.

The motion prevailed.

Ald. Schmidt presented an ordinance amending Section 2189, Chapter LXII, of the Revised Municipal Code of Chicago of 1905 in re fee for license of soap factories, which was

Referred to the Committee on License.

#### **TWENTY-FOURTH WARD.**

Ald. Hahne moved the claim of Thomas J. Kelly, placed on file December 11,

1905, be taken from file and re-referred to the Committee on Finance.

The motion prevailed.

#### **TWENTY-SIXTH WARD.**

Ald. Reinberg presented the following order:

*Ordered*, That the Commissioner of Public Works be and is hereby directed to take up all existing four-inch water mains and replace them with six-inch water mains within the territory bounded by Clark street on the east, Irving Park avenue on the south, East Ravenswood Park on the west, and Lawrence avenue on the north. Also to put in six-inch water main on East Ravenswood Park from Lawrence avenue to Irving Park boulevard, provided that it will pay the required revenue of ten cents per lineal foot.

Which was on motion duly passed.

Ald. Reinberg presented an order directing the Committee on Finance to provide in the annual budget for the year 1906 for the payment to all officers in the Department of Police of the rank of sergeant, the salary of \$1,500 per annum, which was

Referred to the Committee on Finance.

#### **TWENTY-SEVENTH WARD.**

Ald. Butler presented the claim for refund of water tax on premises known as 2246 Milwaukee avenue, which was

Referred to the Committee on Finance.

#### **TWENTY-EIGHTH WARD.**

Ald. Larson presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to erect two boulevard gas lamps in front of Evangelical Nazareth Church, northwest corner of Tolman avenue and Dunning street.

Which was on motion duly passed.

**TWENTY-NINTH WARD.**

Ald. Wendling presented the claim of Michael Blake for decrease of water tax, which was

Referred to the Committee on Finance.

**THIRTY-FIRST WARD.**

Ald. O'Connell presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to reject any and all bids for the erection of a fire engine house at the corner of 56th street and Emerald avenue.

Which was on motion duly passed.

Ald. O'Connell presented the following order:

**WHEREAS**, There are about thirty thousand persons employed at the Union Stock Yards in this city; and,

**WHEREAS**, This vast army of toilers reside chiefly in the territory south of said stock yards at distances varying from one to five miles; and,

**WHEREAS**, No facilities for reaching their homes is afforded them except such as may be had by crowding into or hanging onto cars routed from downtown and already over-crowded beyond the point of decency before they reach the stock yards; therefore, be it and it is hereby

*Ordered*, That the city's Superintendent of Local Transportation cause the City Railway Company to route over their lines on Halsted street, Centre avenue and Ashland avenue from 30th street south a sufficient number of cars to afford the employes of the Union Stock Yards Co. decent facilities for reaching their homes.

Which was on motion duly passed.

Ald. O'Connell presented the claim of Hannah Riordan for refund of water tax, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, estimate and

ordinance for a supplemental assessment for curbing, grading and paving with novaculite, Bishop street, from Garfield boulevard to West 59th street.

By unanimous consent, on motion of Ald. Roberts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

**THIRTY-SECOND WARD.**

Ald. Eidmann presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the roadway of South Seeley avenue between West 103d street and West 107th street be and it is hereby established at 28 feet in width.

**SECTION 2.** This ordinance is to go into effect from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward).

Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell. Badenoch, Eidmann, Bihl, Hurt, Ruxton, Kohout, Hunter, Race—67.

*Nays—Conlon—1.*

Ald. Eidmann presented the following orders:

*Ordered,* That the Special Committee on Track Elevation be, and it is hereby ordered and required to prepare and submit to the City Council, as soon as practicable, an ordinance for the elevation of the roadbed and railway tracks of the Chicago, Rock Island and Pacific Railway Company from 76th street to a point south of 79th street, so as to have a subway at 79th street of not less than 13.5 feet clearance; also for the elevation of the roadbed and tracks of the Chicago and Western Indiana Railroad Company from a point north of 71st street to a point south of 79th street, so as to have a subway at 79th street of not less than 13.5 feet clearance.

Also for the elevation of the roadbed and tracks of the Belt Railway of Chicago and the Wabash Railroad Company from Wallace street on the east to a point west of Halsted street, so as to have a subway at South Halsted street of not less than 13.5 feet clearance.

*Ordered,* That the order of October 1, 1900, instructing the Commissioner of Public Works to order the Chicago, Rock Island and Pacific Railway Company and the Baltimore and Ohio Railroad Company to place either gates or a flagman at their crossings on Lowe avenue, between 90th and 91st streets, be and the same is hereby repealed.

Be it further

*Ordered,* That the Commissioner of Public Works be and he is hereby instructed to order the Chicago, Rock Island and Pacific Railway Company and the Baltimore and Ohio Railroad Company to place a flagman at their crossing

on South Halsted street, between 90th and 91st street.

Which were on motion duly passed.

Ald. Eidmann presented an order directing the Finance Committee to include in the next appropriation budget an item of \$3,460 for the purpose of lowering sewers in South May and Carpenter streets, between 69th and 70th streets, etc, which was

Referred to the Committee on Finance.

Ald. Badenoch presented the following ordinance:

WHEREAS, The sidewalk line on the south side of 66th street, between the west curb line of Halsted street and the east curb line of Morgan street is established at the south curb line of said 66th street, therefore, in order that both sides of said street may be uniform, as per petition attached,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. The sidewalk line of 66th street on the north side of said street between the west curb line of Halsted street and the east curb line of Morgan street is hereby established at the north curb line.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas—*Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell,

Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on both sides of Lowe avenue, from West 92d street to West 95th street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of West 102d street, from Prospect avenue to South Wood street.

By unanimous consent, on motion of Ald. Eidmann, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne,

Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of West 105th place, from Vincennes road to Church street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

### THIRTY-THIRD WARD.

Ald. Bihl presented orders for a sewer in 120th street, from Butler to Halsted; for a sewer in the first alley east of Michigan avenue, from 106th to 107th streets, which were

Referred to the Board of Local Improvements.

Ald. Bihl presented an ordinance vacating the stub ends of 110th street and 110th place adjoining Stewart avenue, on the east, in the School Trustees' Subdivision, which was

Referred to the Committee on Streets and Alleys, South Division.



The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on both sides of South Morgan street, from West 117th street to West 120th street.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of West 114th street, from Wentworth avenue to Eggleston avenue.

By unanimous consent, on motion of Ald. Hunt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wend-

ling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of South Peoria street, from West 117th street to West 119th street.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of South Sangamon street, from West 117th street to West 119th street.

By unanimous consent, on motion of Ald. Hunt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn,

Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a sewer in Chauncey avenue, from 83d street to the right of way of the Pittsburgh, Ft. Wayne and Chicago Railroad.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

### THIRTY-FOURTH WARD.

Ald. Ruxton presented the following order:

*Ordered*, That the City Electrician be and he is directed to place gasoline lamp at St. Paul and St. Peter Church, at West 31st street and South Central Park avenue.

Which was on motion duly passed.

Ald. Ruxton presented an order for

a sewer in Millard avenue, from West 31st to West 32d streets, which was

Referred to the Board of Local Improvements:

Ald. Kohout presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to report to this Council what steps, if any, he has taken to comply with the order passed December 11th, 1905, and published on page 1852 of the Council Proceedings.

Which was on motion duly passed.

Ald. Kohout presented the claims of John Kuratko for refund on account of building sidewalk intersections; of P. Noonan for payment for cleaning privy vaults, which were

Referred to the Committee on Finance.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cinder sidewalk on the south side of West Kinzie street, from North 40th avenue to North 46th avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cinder sidewalk on the south side of West Kinzie street, from North 40th avenue to North 46th avenue," passed November 18, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 27535 of the County Court of said County, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

### THIRTY-FIFTH WARD.

Ald. Race presented the claim of John S. Clark for refund of water tax, which was

Referred to the Committee on Finance.

Ald. Race presented the following amendments to the ordinances to be submitted to the Committee of the Whole.

Amend Section 17 in each ordinance by inserting after the word "free" in ..... line ..... page, the following, "and each and every conductor shall keep for sale tickets good for six rides for twenty-five cents."

Amend Section 17 in each ordinance by adding, "tickets shall be kept on sale by each and every conductor good for eight rides for twenty-five cents, same to be good only during the so-called rush hours, between 5 A. M. and 7:30 A. M. and 5 P. M. and 6:30 P. M., every day except Sundays."

Amend Section 17 in each ordinance by adding thereto "tickets shall be sold for school children at the rate of ten for twenty-five cents, good only between 8 A. M. and 5 P. M. and on school days."

Amend Section 17 in each ordinance by striking out the word and figure "Three" in line ..... and inserting the word and figures "two and one-half

(2½) cents" so as to read two and one-half (2½) cents for each passenger over seven (7) and less than twelve (12) years of age.

Amend Section 17 in each ordinance by inserting after the words "the sum of" in line 5, the words "not more than" so as to read "the sum of not more than five cents for each passenger."

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on the south side of Nelson street, from Central avenue to 806.64 feet east of Pine avenue, etc.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: The south side of West North avenue, from North 40th avenue to North 44th avenue, etc.

By unanimous consent, on motion of Ald. Race, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter,

Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

#### ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on the south side of West North avenue, from North 44th avenue to North 46th avenue.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

### REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

#### FINANCE.

The Committee on Finance, to whom

was referred claims of Carl Kron Co. for refund of meat license, J. Ahlstrand, P. Gray, W. S. McLain and L. Miller for refund of dog licenses, submitted a report recommending the passage of the accompanying orders.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 2, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claims of Carl Kron Co., for refund of meat license; J. Ahlstrand, P. Gray, W. S. McLain and L. Miller, for refund of dog licenses, having had the same under advisement, beg leave to report and recommend the passage of the following orders:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to the Carl Kron Co. the sum of ten dollars (\$10.00), same being the difference in cost of butcher's license and vender of poultry, salted and smoked meats license, said butcher's license having been taken out in error, as shown by the police report and the recommendation of the City Collector attached hereto, and charge same to the Finance Committee Fund, appropriation 1905, Official Record, February 18, 1905, page 2578.

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to J. Ahlstrand the sum of two dollars (\$2.00), upon presentation of dog license receipts No. 50410 and No. 50585, issued on same dog, and to pay to P. Gray the sum of two dollars (\$2.00), upon presentation of dog license receipts No. 49224 and No. 49315, issued on the same dog, and to pay to W. S. McLain the sum of two dollars (\$2.00), upon presentation of dog license receipts No. 21.038 and No. 21429, issued on same

dog, and to pay to L. Miller the sum of two dollars (\$2.00), upon presentation of dog license receipts No. 45738 and No. 45034, issued on the same dog, and charge same to the Finance Committee Fund, appropriation 1905, Official Record February 18, 1905, page 2578.

This action is taken in accordance with the several recommendations of the City Collector attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of New American Theatre Co. for refund of part of money deposited for issuance of theatre license, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, December 26, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of New American Theatre Co. for refund of portion of money deposited for issuance of theatre license, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the City Comptroller be and he is hereby authorized and directed to pay to the New American Theatre Co. the sum of one hundred sixty-six and sixty-seven one-hundredths dollars (\$166.67), same to be in full for claim for refund of money deposited for amusement license No. 312, and charge same to the Finance Committee Fund, appropriation 1905, Official Record February 18, 1905, page 2578.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of J. P. Dougherty for salary, submitted a report recommending the passage of the order as submitted.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, December 26, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance to whom was referred claim of J. P. Dougherty, for salary, having had the same under advisement, beg leave to report and recommend the passage of the following order as submitted, in accordance with the recommendation of the Corporation Counsel, dated December 12, 1905, attached hereto.

The following is the order:

WHEREAS, On July 18, 1901, the then Chief Clerk of the Bureau of Streets, J. P. Dougherty, was prevented from the performance of the duties of his office as such Chief Clerk by order of the Commissioner of Public Works, without cause and through no fault or dereliction of his own, and without the assignment of any valid reason for such action by said Commissioner of Public Works, and

WHEREAS, Such separation from his duties resulted in a deduction from said J. P. Dougherty's salary by the City Comptroller and Paymaster of the amount of \$731.61 which said Dougherty would otherwise have received had it not been for said separation; and

WHEREAS, The general appropriation ordinance for the year 1901 included and appropriated for the salary of said Dougherty as such Chief Clerk in the

sum of \$1,620.00 for such year, and said sum of \$731.61 has never been paid to any other person for the performance of said Dougherty's duties during said separation from office, and has never been legally otherwise expended for any purpose; now, therefore, it is

*Ordered*, That the said sum of \$731.61 be paid to said Dougherty, and that the Comptroller of said city be and he is hereby ordered to draw the necessary vouchers and warrants upon the City Treasurer for said sum and issue and execute such other documents and orders as may be necessary to affectuate the payment of said sum as aforesaid.

#### ALSO,

The same Committee, to whom was referred order to take up the claim of Weir, McKechney & Co., vs. City and consider settlement, submitted a report as follows:

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, December 26, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred order to take up the claim of Weir, McKechney & Co. vs. City and consider settlement, having had the same under advisement, beg leave to report and recommend that in view of the importance of the case the order be placed on file and the matter be settled through the courts.

FRANK I. BENNETT,

*Chairman.*

#### LOCAL TRANSPORTATION.

The Committee on Local Transporta-

tion, which was directed to formulate the propositions to be placed on the ballot, relative to any ordinance or ordinances for the settlement of the street railway question, submitted a report recommending the passage of the accompanying propositions.

Ald. Werno moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 2, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Local Transportation, which was directed by resolution adopted on October 16, 1905, to formulate the propositions to be placed on the ballot, relative to any ordinance or ordinances for the settlement of the street railway question, beg leave to report and recommend for passage the propositions herewith presented.

CHARLES WERNO,

*Chairman.*

#### QUESTIONS FOR SUBMISSION AT THE APRIL ELECTION.

1. Shall the City Council pass the pending ordinances, recommended by the Committee on Local Transportation, settling the existing differences between the City of Chicago and the Chicago City Railway Company, West Chicago Street Railroad Company and North Chicago Street Railroad Company, and unifying the street railway service of said corporations in the South, West and North divisions of the city?

2. Shall the City Council pass the ordinance introduced by Mayor Dunne on November 13, 1905, authorizing the city to issue \$75,000,000 of street railway certificates "for the purpose of acquiring street railways either by purchase, construction, condemnation or

otherwise"; and the ordinance introduced by Mayor Dunne on said date, authorizing the city to proceed "to operate street railways"?

### LICENSE.

The Committee on License, to whom was referred a petition and ordinance for a prohibition district in the territory bounded by Throop street, Jackson boulevard, Laffin street, Monroe street, etc., submitted a report recommending the passage of the same.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, December 29, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred ordinance and petition for creation of prohibition district, bounded by Throop street, Jackson boulevard, Laffin street, West Monroe street, West Adams street, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

W. P. DUNN,

*Chairman.*

### AN ORDINANCE

To prohibit the licensing of saloons or dram shops within the territory bounded by Throop street, Jackson boulevard, Laffin street, West Monroe street, Loomis street and West Adams street in the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That no license shall hereafter be issued to keep a saloon or dram shop within that portion of the City of Chicago described and bounded as follows, to-wit:

Beginning at the intersection of the south line of West Adams street with the west line of Throop street, thence south along the west line of Throop street

to its intersection with the north line of Jackson boulevard; thence west along the north line of Jackson boulevard to its intersection with the east line of Laffin street; thence north along the east line of Laffin street to its intersection with the south line of West Monroe street; thence east along the south line of West Monroe street to its intersection with the west line of Loomis street; thence south along the west line of Loomis street to its intersection with the south line of West Adams street; thence east along the south line of West Adams street to the place of beginning.

SECTION 2. The territory lying within the boundaries above mentioned shall be deemed and known as a prohibition district, within which it shall not be lawful for any such license to be granted.

SECTION 3. This ordinance shall take effect from and after its passage.

### ALSO,

The same Committee, to whom was referred an ordinance prohibiting the issuance of a saloon license in connection with a candy store, ice cream parlor, fruit store, bakery, or other similar place, submitted a report recommending the passage of the same.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, December 29, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred ordinance amending Revised Municipal Code of 1905, prohibiting sale of liquor in connection with candy stores, ice cream parlors, etc., having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

W. P. DUNN,

*Chairman.*

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1338 of the Revised Municipal Code of Chicago of 1905, be, and the same is hereby amended as follows, to-wit:

By adding to the end of said section the following words:

*"Provided, That no license shall be issued to any person for the keeping of a saloon or dram shop in connection with, or as a part of any candy store, ice-cream parlor, fruit store, bakery, or similar place; nor shall any intoxicating liquors be sold or offered for sale, in any place used wholly or in part as a candy store, ice-cream parlor, fruit store, bakery, or similar place."*

SECTION 2. This ordinance shall be in force from and after its passage and due publication.

ALSO,

The same Committee, to whom was referred an ordinance amending the Revised Municipal Code of 1905 in re livery and boarding stables, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, December 29, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred ordinance amending Revised Municipal Code of 1905 in re livery and boarding stables, having had the same under advisement, beg leave to report and recommend the passage the accompanying substitute ordinance.

W. P. DUNN,

*Chairman.*

AN ORDINANCE

Amending Chapter LXIX of the Revised

Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 2321, 2322 and 2323 of Article II, Chapter LXIX, of the Revised Municipal Code of Chicago of 1905, be, and the same are hereby amended so as to read as follows:

"2321. (Rates of Fare for Automobiles Seating Four Persons.) The rate of fare to be asked or demanded by the operator or person in charge or control of any automobile, autocar, or other similar vehicle licensed hereunder and operated for the conveyance of passengers for hire or reward within the city, the seating capacity of which, exclusive of the operator's seat shall be four or more persons, shall be as follows:

"1. For one or two passengers, not exceeding one mile, one dollar.

"2. For each additional passenger, fifty cents each for the first mile or part thereof, only.

"3. For one or more passengers, for the second mile and subsequent miles or part thereof, fifty cents for all for each such mile or part thereof.

"4. For children between five and fourteen years of age, when accompanied by an adult, not more than one-half of the above rates shall be charged for like distances. For children under five years of age, when accompanied by an adult, no charge shall be made.

"5. For the use of any vehicle mentioned in this section, conveying one or more passengers, when hired by the hour, with the privilege of going from place to place and stopping as often as may be required; for the first hour five dollars; for each additional hour or part thereof, at the rate of five dollars per hour.

"6. In the case of any vehicle described in this section being engaged by the hour and discharged at a distance from the place where it was engaged, the operators shall have the right to



charge for the time necessary to return to such place."

"2322. (Rate of Fare for Automobiles Seating Three Persons.) The rate of fare to be asked or demanded by the operator or person in charge or control of any automobile, autocar, or other similar vehicle licensed hereunder and operated for the conveyance of passengers for hire or reward within the city, the seating capacity of which, exclusive of the operator's seat, shall not exceed three persons, shall be as follows:

"1. For one or two passengers, not exceeding one mile, fifty cents.

"2. For each additional passenger, twenty-five cents for the first mile or part thereof, only.

"3. For one or more passengers for the second mile and subsequent miles or part thereof, twenty-five cents for all for each mile or part thereof.

"4. For children between five and fourteen years of age, when accompanied by an adult, not more than one-half of the above rates shall be charged for like distances. For children under five years of age, when accompanied by an adult, no charge shall be made.

"5. For the use of any vehicle mentioned in this section, conveying one or more passengers, when hired by the hour with the privilege of going from place to place and stopping as often as may be required: for the first hour, three dollars; for each additional hour or part thereof, at the rate of three dollars per hour.

"6. In the case of any vehicle described in this section being engaged by the hour, and discharged at a distance from the place where it was engaged, the operator shall have the right to charge for the time necessary to return to such place."

"2323. (No Charge in Case of Break-Down.) In case any automobile, autocar, or other similar vehicle licensed under the provisions of this article, shall,

while conveying for hire or reward any passenger or passengers, become disabled, or shall break down so as to be unable to convey such passenger or passengers to his or their destination, and such disablement or breaking down cannot be remedied so that such vehicle shall be enabled to proceed within thirty minutes from the time such vehicle shall have become disabled, or shall have stopped, no fare shall be charged or collected for any service rendered or distance traveled up to the time of such stoppage, disablement or break-down. Provided, however, that if any such passenger or passengers elect to remain in such vehicle and desire to be conveyed to their destination thereby, after such break-down or disablement shall have been remedied, in such event full rates for the distance traveled shall be charged as if no break-down or stoppage had occurred, or if such vehicle was employed by the hour, the time of stoppage shall be deducted from the time charged for."

SECTION 2. That Article V of Chapter LXIX of the Revised Municipal Code of Chicago of 1905, be, and the same is hereby amended so as to read as follows:

#### "ARTICLE V.

##### "LIVERY STABLES AND BOARDING STABLES.

"2367. (Livery Stable Defined.) The words 'livery stable' as used in this article shall be held to mean, and are hereby defined as meaning, any barn, stable, building or other place within the city where horses are kept or let for hire or reward to any person, or where carriages, cabs, hacks or other vehicles for carrying passengers, drawn by horses, are kept or let for hire or reward to any person, whether such vehicle be so hired out or let with or without a driver furnished by the livery keeper.

"2367a. (Boarding Stable Defined.) The words 'boarding stable' as used in this article shall be held to mean and

are hereby defined as meaning any barn, stable, building or other place within the city where horses are boarded or where rent is paid to the keeper thereof for their keeping.

"2368. (Livery Stables and Boarding Stables to Be Licensed.) No person or corporation shall keep, conduct or operate a livery stable or boarding stable or carry on the business of a livery stable keeper or boarding stable keeper in this city without first obtaining a license so to do in the manner hereinafter provided.

"2369. (Application.) Any person desiring to keep, conduct or operate a livery stable or boarding stable or to carry on the business of keeper of a livery stable or boarding stable, shall make application to the Mayor on a form to be provided by the City Collector. Such application shall set forth the name of the applicant, and, if an individual or individuals, the place of his or their residence; and if a corporation, the names of its officers and their places of residence. Such application shall also contain the location of the place at which it is intended to keep such livery stable or boarding stable or to conduct the business of keeper of livery stable or boarding stable, and if made by a person desiring to conduct a livery stable, shall also contain the number of vehicles to be kept in such livery stable, together with a description of the style or type thereof. The Mayor shall thereupon issue or cause to be issued a license upon the payment by such applicant to the City Collector of a license fee in accordance with the rates hereinafter fixed.

"2370. (License Fees, Livery Stables.) For all livery stables where carriages or other vehicles with seating capacity for carrying one or more passengers, exclusive of driver or attendants, drawn by horses, are kept or let for hire or reward, with or without attendant fur-

nished by the livery stable keeper, whether drawn by one or more horses, the license fee shall be, for vehicles drawn by two or more horses \$5.00 per annum, for vehicles drawn by one horse \$2.50 per annum for each vehicle which is to be so let for hire.

"2370a. (License Fees, Boarding Stable.) For all boarding stables where horses are boarded or where rent is paid, for their keeping, \$10.00 per annum.

"2371. (Addition to Number of Vehicles, Change of Location.) If any person or corporation licensed to keep a livery stable under the provisions of this article shall at any time before the expiration of his or its license add to the number of vehicles in such livery stable, to be kept or let for hire or reward, such livery stable keeper shall forthwith report to the Board of Inspectors of Public Vehicles such fact, describing the vehicle or vehicles so added, and shall pay for each such vehicle so added, in accordance with the rates hereinabove fixed.

"If more than six months of the current license period has elapsed at the time any such addition is made, such livery stable keeper shall be required to pay one-half of the annual license fee fixed for each vehicle so added. If less than six months of the current license period shall have expired the annual rate shall be charged for such vehicle so added.

"If such livery stable keeper or boarding stable keeper shall at any time before the expiration of any license issued to him under the provisions of this article, change his place of business, he shall forthwith give notice of such fact to the City Collector.

"2372. (License to Livery Stables to Contain Number and Description of Vehicles to Be Kept, and Licenses to Boarding Stables to state Location.) Every license issued to a livery stable keeper under the provisions of this arti-

cle shall state the number and description of vehicles with the seating capacity thereof which the licensee keeps or intends to keep at such livery stable to be let for hire or reward, and every license issued to a boarding stable keeper under the provisions of this article shall state the location of the barn, stable or other building within the city where it is intended to carry on such boarding stable.

"2373. (Metal Plates with License Number to Be Affixed to Vehicles.) Every vehicle kept by any livery stable keeper to be let or hired for reward shall have affixed thereto in a conspicuous place on the front part of each vehicle a metal plate not less than two inches square containing thereon a number corresponding to the license number of such livery stable, and the words 'Chicago Livery,' and the year for which such license plate was issued. Such metal plates shall be obtained from the City Clerk without cost.

"At the expiration of the period for which such livery stable is licensed, the metal plate so affixed shall be forthwith removed and no livery stable keeper shall be permitted to keep on any vehicle kept by him to be let or hired for reward, any metal plate issued for a license year different or other than the year during which such metal plate is affixed to such vehicle.

"2374. (Fictitious Numbers—Penalty.) No person or corporation licensed under the provisions of this article to keep a livery stable shall cause or permit to be affixed to any vehicle kept in such livery stable to be let or hired for reward any metal plate or plates resembling or similar to the plate authorized to be issued under the provisions of this article, and any such livery stable keeper who shall so permit or cause any metal plate similar to or resembling the metal plate herein provided for to be affixed to any vehicle

kept to be let for hire or reward shall be fined not less than five nor more than twenty-five dollars for each offense. Any livery stable keeper who shall let for hire or reward any vehicle which shall not have affixed thereto a metal plate for the current license period, as hereinbefore provided, or who shall change or remove the plate from one vehicle to another, or who shall keep or let for hire or reward more vehicles than he has secured metal plates for, shall be fined not less than five nor more than one hundred dollars for each offense.

"2375. (Board of Inspectors to Enforce Ordinance—Right of Entry—Penalty.) The Board of Inspectors of Public Vehicles shall enforce the provisions of this article and shall from time to time inspect each livery stable or boarding stable licensed hereunder for the purpose of inquiring into the number of vehicles kept in such livery stable or boarding stable to be let or hired for reward, and for the purpose of inquiring whether the provisions of this article are being observed by such livery stable keeper or boarding stable keeper; and any member of the Board of Inspectors, or any assistant inspector shall have the right to enter any licensed livery stable or boarding stable at any time when such livery stable or boarding stable is open for business for the purpose of carrying out and enforcing the provisions of this article. Any keeper of a livery stable or boarding stable who shall refuse to permit the entry of any member of the Board of Inspectors, or any assistant inspector, when requested to permit such entry for the purposes herein specified, shall be fined not less than five nor more than one hundred dollars for each offense.

"2376. (Livery Vehicles Not to Stand on Streets Waiting for Employment.) No person driving or in charge or control of any vehicle kept by any licensed livery stable keeper to be let for hire or

reward shall be permitted to stand upon the streets or public ways of the city for the purpose of soliciting or securing employment for such vehicle unless such vehicle be licensed for that purpose in accordance with the provisions of Article I of this chapter.

"2376a. (Rates of Fare.) The maximum rates of fare to be asked or demanded by the keeper of a livery stable, where vehicles are let for hire with an attendant, inside the city limits, shall be as follows: For all such passenger vehicles drawn by two horses, for the first hour or fraction thereof, two dollars; for each additional hour or part thereof at the rate of one dollar and fifty cents per hour. For all such passenger vehicles drawn by one horse, for the first hour or fraction thereof, one dollar and fifty cents; for each additional hour or part thereof at the rate of one dollar per hour. A reasonable length of time shall, in such cases, be reckoned for the time required for such vehicle to come from the barn and to return to same, and such time shall be included in computing the length of time for which such vehicle shall have been used.

"2376b. (Refusal to Pay Fare—Penalty.) Any person who shall rent any vehicle from a livery stable keeper regularly licensed under the provisions of this article, who shall refuse, upon discharging the same after use, to pay for services rendered in accordance with the rates established by this article shall be fined not less than five dollars nor more than one hundred dollars for each offense. Provided, however, that this section shall not apply where such livery stable keeper shall have voluntarily extended credit to the person renting such vehicle.

"2376c. (No charge in Case of Break-Down.) In case any vehicle furnished by a livery stable keeper licensed under the provisions of this article, shall, while conveying for hire or reward, any pas-

senger or passengers, become disabled or shall break down so as to be unable to convey such passenger or passengers to his or their destination, and such disablement or breaking down cannot be remedied so that such vehicle shall be enabled to proceed within fifteen minutes from the time such vehicle shall have become disabled, or shall have stopped, no fare shall be charged or collected for any service rendered or distance traveled up to the time of such stoppage, disablement or break-down. Provided, however, that if any such passenger or passengers elect to remain in such vehicle and desire to be conveyed to their destination thereby, after such break-down or disablement shall have been remedied, in such event full rates for the distance traveled shall be charged as if no break-down or stoppage had occurred, or if such vehicle was employed by the hour, the time of stoppage shall be deducted from the time charged for.

"2376d. (Penalty.) Any person violating any of the provisions of this article, where the penalty is not otherwise herein provided for, shall be fined not less than five nor more than one hundred dollars for each offense, and his license shall be subject to revocation by the Mayor."

SECTION 3. That Chapter LXIX of the Revised Municipal Code of Chicago of 1905, be, and the same is hereby amended by adding the following:

#### "ARTICLE VI.

##### "GARAGES.

"2377. (Garage Defined.) The word 'garage' as used in this article shall be held to mean, and is hereby defined as meaning, any barn, stable, building or other place within the city where automobiles, autocars or any similar self-propelled vehicles for carrying passengers, are kept or let for hire or reward to any person, whether such vehicle be so hired out or let with or without an

operator for same, or where such vehicles are kept ready for use and where rent is paid to the keeper thereof for such keeping.

"2377a. (Garages to Be Licensed.) No person or corporation shall keep, conduct or operate a garage in this city without first obtaining a license so to do in the manner hereinafter provided.

"2377b. (Application.) Any person desiring to keep, conduct or operate a garage shall make application to the Mayor on a form to be provided by the City Collector. Such application shall set forth the name of the applicant, and, if an individual or individuals, the place of his or their residence, and if a corporation, the names of the officers and their places of residence. Such application shall also contain the location of the place at which it is intended to keep such garage, and the number of vehicles to be kept in such garage for the purpose of letting for hire or reward, together with a description of the style or type thereof. The Mayor shall thereupon issue or cause to be issued a license upon the payment by such applicant to the City Collector of a license fee in accordance with the rates hereinafter fixed.

"2377c. (License Fee.) For all garages where vehicles are kept ready for use and where rent is paid to the keeper thereof for such keeping, the license fee shall be ten dollars per annum, and in all cases where vehicles are kept to be let out for hire, or reward, there shall be an additional license fee of fifteen dollars per annum to be charged the keeper for each automobile kept which is to be so let for hire.

"2377d. (Addition to Number of Vehicles—Change of Location.) If any person or corporation licensed to keep a garage under the provisions of this article shall at any time before the expiration of his or its license, add to the number of vehicles in such garage to be kept or let for hire or reward, such gar-

age keeper shall forthwith report to the Board of Inspectors of Public Vehicles such fact, describing the vehicle or vehicles so added, and shall pay for each such vehicle so added, in accordance with the rates hereinabove fixed.

"If more than six months of the current license period has elapsed at the time any such addition is made, such garage keeper shall be required to pay one-half the annual license fee fixed for each vehicle so added. If less than six months of the current license period shall have expired, the annual rate shall be charged for such vehicle so added. If such garage keeper shall at any time before the expiration of any license issued to him under the provisions of this article change his place of business, he shall forthwith give notice of such fact to the City Collector.

"2377e. (License to Contain Number and Description of Vehicles to Be Kept.) Every license issued under the provisions of this article shall state the number and description of the vehicles with the seating capacity thereof, which the licensee keeps or intends to keep at such licensed garage to be let or hired for reward.

"2377f. (Metal Plates with License Number to Be Affixed to Vehicles.) Every vehicle kept by any garage keeper to be let or hired for reward, shall have affixed thereto, in a conspicuous place on the front part of each vehicle, aside from the identification numbers and letters provided for by Article II of Chapter IX of this Code, a metal plate not less than two inches square, containing thereon a number corresponding to the license number of such garage, and the words "Chicago Garage" and the year for which such license plate was issued. Such metal plate shall be obtained from the City Clerk without charge. At the expiration of the period for which such garage is licensed, the metal plate so affixed shall be forthwith removed, and no garage keeper shall be permitted to keep on any vehicle kept by him to be

let or hired for reward any metal plate issued for a license year different or other than the year during which such metal plate is affixed to such vehicle.

"2377g. (Fictitious Numbers—Penalty.) No person or corporation licensed under the provisions of this article to keep a garage shall cause or permit to be affixed to any vehicle kept in such garage to be let or hired for reward, any metal plate or plates resembling or similar to the plate authorized to be issued under the provisions of this article, and any such garage keeper who shall so permit or cause any metal plate similar to or resembling the metal plate herein provided for to be affixed to any vehicle kept to be let for hire or reward, shall be fined not less than five nor more than twenty-five dollars for each offense.

"Any garage keeper who shall let for hire or reward any vehicle which shall not have affixed thereto a metal plate for the current license period, as hereinbefore provided, or who shall change or remove the plate from one vehicle to another, or who shall keep or let for hire or reward more vehicles than he has secured metal plates for, shall be fined not less than five nor more than one hundred dollars for each offense.

"2377h. (Board of Inspectors to Enforce Ordinance—Right of Entry—Penalty.) The Board of Inspectors of Public Vehicles shall enforce the provisions of this article, and shall from time to time inspect each garage licensed hereunder for the purpose of inquiring into the number of vehicles kept in such garage to be let or hired for reward, and for the purpose of inquiring whether the provisions of this article are being observed by such garage keeper, and any member of the Board of Inspectors or any assistant inspector shall have the right to enter any licensed garage at any time when such garage is open for business for the purpose of carrying out and enforcing the provisions of this article.

"Any keeper of a garage who shall re-

fuse to permit the entry of any member of the Board of Inspectors or any assistant inspector when requested to permit such entry for the purpose herein specified shall be fined not less than five nor more than one hundred dollars for each offense.

"2377i. (Garage Vehicles Not to Stand On Streets Waiting for Employment.) No person operating or in charge or control of any vehicle kept by any garage keeper to be let for hire or reward shall be permitted to stand upon the streets or public ways of the city for the purpose of soliciting or securing employment for such vehicle unless such vehicle be licensed for that purpose in accordance with the provisions of Article II of this chapter.

"2377j. (Rates of Fare.) The maximum rates of fare to be asked or demanded by the keeper of a garage, where automobiles, autocars or any similar vehicles, are let for hire with an attendant, inside the city limits, shall be as follows: For the use of such vehicles, for the first hour or fraction thereof, five dollars. For each additional hour or part thereof at the rate of five dollars per hour. A reasonable length of time shall, in such cases, be reckoned for the time required for such vehicle to come from the garage and to return to same, and such time shall be included in computing the length of time for which such vehicle shall have been used.

"2377k. (Refusal to Pay Fare—Penalty.) Any person who shall rent any automobile, autocar or similar vehicle from a garage keeper, regularly licensed, under the provisions of this article, who shall refuse, upon discharging the same after use, to pay for services rendered in accordance with the rates established by this article, shall be fined not less than five nor more than one hundred dollars for each offense. Provided, however, that this section shall not apply where such garage keeper shall have vol-

untarily extended credit to the person renting such vehicle.

"2377, 1. (No charge in case of Break-Down.) In case any automobile, autocar or similar vehicle furnished by a garage keeper licensed under the provisions of this article, shall, while conveying for hire or reward, any passenger or passengers, become disabled or shall break down so as to be unable to convey such passenger or passengers to his or their destination, and such disablement or breaking down cannot be remedied so that such vehicle shall be enabled to proceed within fifteen minutes from the time such automobile, autocar or similar vehicle shall have become disabled, or shall have stopped, no fare shall be charged or collected for any service rendered or distance traveled up to the time of such stoppage, disablement or break-down. Provided, however, that if any such passenger or passengers elect to remain in such vehicle and desire to be conveyed to their destination thereby, after such break-down or disablement shall have been remedied, in such event full rates for the distance traveled shall be charged, as if no break-down or stoppage had occurred, or if such automobile, autocar or similar vehicle was employed by the hour, the time of stoppage shall be deducted from the time charged for.

"2377m. (Penalty.) Any person violating any of the provisions of this article, where the penalty is not otherwise herein provided for, shall be fined not less than five nor more than one hundred dollars for each offense, and his license shall be subject to revocation by the Mayor."

SECTION 4. This ordinance shall be in force from and after its passage and due publication.

ALSO,

The same Committee, to whom was referred an ordinance amending Section 1006 of the Revised Municipal Code in re. night scavengers, also an ordinance in re. removal of night soil, submitted a

report recommending that the same be placed on file.

Ald. Dunn moved to concur in the report.

The motion prevailed.

#### STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred an ordinance granting permission to Hotel Madison Co. to construct and maintain a canopy, submitted a report recommending the passage of the same.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 2, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting Hotel Madison Co. permission and authority to construct and maintain a canopy over the sidewalk from the building situated at No. 142 East Madison street, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Hotel Madison Co., its successors and assigns, to construct, maintain and use a canopy over the sidewalk from the building situate No. 142 East Madison street, which canopy shall be constructed of incombustible material.

The lowest portion of said canopy shall be no less than 11 feet 6 inches above the surface of the sidewalk over which said canopy projects, shall not extend more than 13 feet 3 inches beyond the

face of the wall of said building and shall not exceed 7 feet 6 inches in width.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications, shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works, and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago.

Provided, That in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense hereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Hotel Madison Company, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed the sum of twenty-five (\$25)

dollars per year, payable annually in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall have first been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessees or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance; said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance and if at any time during the life of this ordinance such bond shall not be kept in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance together with the bond hereinabove provided for, within thirty (30) days.

ERNEST BIHL,  
*Chairman.*



ALSO,

The same Committee to whom was referred a petition for the vacation of an alley adjoining Lots 1 to 6, in Chittick's Subdivision, Block 1, submitted a report recommending the passage of an accompanying ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 2, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred petition for vacation of an alley adjoining Lots 1 to 6, in Chittick's Subdivision, Block 1, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that part of the sixteen (16) foot alley extending north and south, running from the right of way of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad Company to the north line of the alley running east and west between Paulina street and Ashland avenue, which adjoins Lots one (1) to six (6), both inclusive, in Block one (1) of Chittick's subdivision of the east half (E.  $\frac{1}{2}$ ) of the south 323 feet of east half (E.  $\frac{1}{2}$ ) of northeast one-quarter (N. E.  $\frac{1}{4}$ ), Section 18, Township 39 North, Range 14 East of the Third Principal Meridian, which portion of said alley is shown in red on the plat hereto attached, which plat is made a part hereof, and to which express reference is had, be, and the same is hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless, within thirty (30) days from the date of the passage of this ordinance, Frank J. Heit-

man shall pay to the Comptroller of the City of Chicago the sum of seven hundred and ninety-two (\$792) dollars; and shall also within said time execute, acknowledge and file for record in the office of the Recorder of Deeds of Cook County, Illinois, a plat showing said vacation.

SECTION 2. This ordinance shall take effect and be in force from and after its passage, subject, however, to the provisions and conditions of Section 1.

ERNEST BIHL,  
Chairman.

ALSO,

The same Committee, to whom was referred a petition for the vacation of an alley adjoining Lots 8 to 13, Block 1, Phipp's Addition, submitted a report recommending the passage of an accompanying ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 2, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred petition of Henry D. Fulton, for vacation of an alley adjoining Lots 8 to 13, Block 1, Phipp's addition to Ashland, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

AN ORDINANCE,

Vacating an alley in Phipp's addition to Ashland.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that part of the alley in Block One (1) in Phipp's Addition to Ashland, a subdivision of the south one-quarter ( $\frac{1}{4}$ ) of the east one-

half ( $\frac{1}{2}$ ) of the northeast one-quarter ( $\frac{1}{4}$ ) of Section eighteen (18), Township thirty-eight (38) north, Range fourteen (14), east of the Third Principal Meridian (except the south 383 feet thereof), which adjoins Lots eight (8), nine (9), ten (10), eleven (11), twelve (12) and thirteen (13), in said block, be and the same is hereby vacated and discontinued; provided, however, this ordinance shall not take effect unless the owner or owners of the property abutting upon said portion of said alley shall, within thirty days after the passage hereof, pay to the City Comptroller the sum of \$254.40.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and the payment of the compensation required.

ERNEST BIHL,  
*Chairman.*

#### STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred an ordinance granting permission to the Chicago Packing Box Company to lay a switch track, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 2, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance granting Chicago Packing Box Company permission to lay a switch track, beginning on Cornell street, at the West Line of Sangamon street, and running westwardly on Cornell street about 356 feet, to the right of way of the Chicago and Northwestern Railroad Company, having had the same under advise-

ment, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they hereby are given and granted to the Chicago Packing Box Company of Illinois, a corporation, its successors and assigns, to lay down, construct, maintain and operate a single railroad switch track, beginning on Cornell street, at the west line of Sangamon street (where the present single switch track now crosses Sangamon street) and running westwardly on Cornell street a distance of about 356 feet, to the right-of-way of the Chicago and Northwestern Railroad Company, substantially as shown in green on the blue-print which is hereto attached and made a part of this ordinance.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portion of Cornell street as is occupied by said switch track in good condition and repair, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the portion of Cornell street occupied by said switch track to a condition safe for public travel, similar to the remaining portion of that street in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the switch track herein provided for shall be subject to all existing ordinances of the City of Chicago now in force or which may hereinafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted the said Chicago Packing Box Company of Illinois shall pay to the City of Chicago the sum of fifty dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become null and void if said grantee or its assigns fails to promptly pay any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or

on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that the acceptance hereinabove mentioned and the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

THOS. M. HUNTER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance establishing Schoenhofen Park, submitted a report recommending the passage of the same.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 2, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance establishing Schoenhofen Park, between Canal, Eighteenth streets and Canalport avenue, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that tract and parcel of land bounded by the west line of Canal street, the north line of West Eighteenth street, and the southeasterly line of Canalport avenue, be and the

same is hereby established as a public park, to be known as and called the Schoenhofen Park.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

THOS. M. HUNTER,  
Chairman.

ALSO,

The same Committee, to whom was referred a recommendation, estimate and ordinance for curbing, grading and paving with granite blocks South Western avenue, from the street railway right-of-way in Ogden avenue to Blue Island avenue, submitted a report recommending that the same be recommitted to the Board of Local Improvements.

Ald. Hunter moved to concur in the report.

The motion prevailed.

#### STREETS AND ALLEYS, NORTH DIVISION.

The Committee on Streets and Alleys, North Division, to whom was referred an ordinance granting permission to Ernest Wienhoeber Company to construct a canopy, submitted a report recommending the passage of the same.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, December 4, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred ordinance granting permission to Ernest Wienhoeber Company to maintain a sidewalk canopy at 415 Elm street, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation fixed at \$25.00 per year, in accordance with the recommendation of the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Ernest Wienhoeber Company, a corporation, its successors and assigns, to construct, maintain and use a canopy over the sidewalk from the building situate 415 Elm street, which canopy shall be constructed of incombustible material. The lowest portion of said canopy shall be constructed no less than nine feet above the surface of the sidewalk over which said canopy projects, shall not extend more than nine feet beyond the face of the wall of said building and shall not exceed nineteen feet two inches in width. The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten years from and after the date of the passage of this ordinance, or at any time prior thereto, in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago. Provided, that, in the event of a failure, neglect or re-

fusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense thereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Ernst Wienhoeber Company, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed, the sum of twenty-five dollars per year, payable annually in advance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall first have been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its successors or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond

shall not be kept in full force, then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance, together with the bond hereinabove provided for, within thirty (30) days.

M. D. DOUGHERTY,  
*Chairman.*

ALSO,

The same Committee, to whom was referred a recommendation, estimate and ordinance for curbing, grading and macadamizing the present roadways of a system of streets, as follows: North Ashland avenue, from Lawrence avenue to Montrose avenue, etc., submitted a report recommending the passage of the ordinance and the approval of the estimate.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, December 29, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred recommendation, estimate and ordinance for improvement (macadam) of system of streets, North Ashland avenue from Lawrence avenue to Montrose avenue, etc., having had the same under advisement, beg leave to report and recommend that the ordinance do pass and the estimate therewith be approved.

M. D. DOUGHERTY,  
*Chairman.*

#### UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee

on Finance, on an emergency appropriation as requested by the Commissioner of Health, deferred and published December 18, 1905, page 1942.

Ald. Bennett moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

**Nays**—Moynihan, Cullerton—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That there be appropriated as an emergency appropriation for the Department of Health the sum of three thousand dollars (\$3,000.00) to be expended under the direction of the Commissioner of Health, and charged to account "25 W-1."

**SECTION 2.** This ordinance shall be in force from and after its passage.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on proposals for sale of site for fire engine house in the vicinity of Winnemac and North Hermitage avenues, deferred and published December 18, 1905, page 1942.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

The following is the order as passed:

*Ordered,* That the City Comptroller be and he is hereby authorized to purchase the site offered on the north side of Winnemac avenue, about 200 feet west of Ashland avenue, being the west 10 feet of Sublot 12, and all of Sublot 13, and Lots 4 to 6, Block 3, Andersonville, in Sections 7 and 8-40-14, 35 by 124 feet, at a price not to exceed fifteen hundred dollars (\$1,500.00), and subject to taxes of 1905.

This action is taken in accordance with the recommendations of the Fire Marshal and the City Comptroller, dated December 11, 1905, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on proposals for sale of site for fire engine house in the vicinity of 70th street and Prairie avenue, deferred and published December 18, 1905, page 1942.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to purchase the northwest corner of 69th and Indiana avenue, 50 by 159 feet, for a sum not to exceed fifteen hundred dollars, subject to taxes of 1905, for a fire engine house site.

This action is taken in accordance with the recommendations of the Fire Marshal and the City Comptroller, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on proposals for sale of site for fire engine house in the vicinity of North and California avenues, deferred and published December 18, 1905, page 1943.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward).

Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to purchase the northeast corner of Wash-tenaw and Wabansia avenues, being 25 feet on Washtenaw and 125 feet on Wabansia avenue, at a price not to exceed twenty-three hundred dollars (\$2,300.00), subject to taxes of 1905 and right reserved to seller to remove buildings on or before March 1st, 1906, in accordance with the recommendation of the Fire Marshal and City Comptroller attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on proposition to sell site at South Chicago to the city for fireboat, deferred and published December 18, 1905, page 1943.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to purchase Lot 4, Block 63, in South Chicago, at a price not to exceed eighty-five cents (85c) per square foot for a site for the fireboat "Yosemite."

This action is taken in accordance with the recommendation of the Fire Marshal and the City Comptroller, dated December 15, 1905, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on claim of Thomas Graham for compensation for personal injuries, deferred and published December 18, 1905, page 1943.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Thomas Graham in the sum of one hundred fifty-three dollars (\$153.00), same to be in full of all claims of whatever kind of nature arising from or growing out of the disability of said Thomas Graham, caused by alleged sunstroke and hemorrhage of the brain while in

the performance of his duties as laborer in the Water Pipe Extension Department on August 1, 1905, and the Comptroller is ordered to pay the same from the Water Fund.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on request of Board of Local Improvements for transfer of funds to pay bill of County Collector, deferred and published December 18, 1905, page 1944.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Comptroller be and he is hereby directed to transfer from the Board of Local Improvement Appropriation, 42 "A" 16 the sum of \$10,100.00, and to place the same to the credit of Board of Local Improvement Appropriation 35 "D" 7, to enable the payment of the one per cent to the City and County Collector on special assessment collections for the year 1905.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on request of Fire Marshal for transfer of five hundred dollars to complete repairs on fireboat, deferred and published December 18, 1905, page 1944.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to transfer from the appropriation for lot and two-story brick house at Norwood Park the sum of five hundred dollars (\$500.00), to be expended for repairs to the old boiler and machinery of the fireboat Yosemite, in accordance with the request of the Fire Marshal, of December 11, 1905, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee



on Finance, on an order authorizing Commissioner of Public Works to award contracts for water meters, deferred and published December 18, 1905, page 1944.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized to award contracts for purchase by the City of water meters to the lowest bidders bidding under advertisement dated October 27, 1905, for all meters purchased under said proposals, except  $\frac{5}{8}$ -inch meters.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on claim of Louis Smith for refund of charges against street opening deposit, deferred and published December 18, 1905, page 1945.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Louis Smith in the sum of

ten and eighty-three one-hundredths dollars (\$10.83), same to be in full for claim for overcharge against deposit made for street opening in front of 1215 South California avenue, and charge same to the Street Repair Fund, and the Comptroller is ordered to pay the same.

This action is taken in accordance with the recommendation of a sub-committee attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on claim of Pettibone, Mulliken & Co. for refund of money paid for laying water pipe under special assessment, deferred and published December 18, 1905, page 1945.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Pettibone, Mulliken & Co. in the sum of one thousand one hundred eighty-nine and fourteen one-hundredths dollars (\$1,189.14), being a refund of money paid under Special Assessment Warrant 31984 for water supply pipe in 48th avenue, and the Comptroller is ordered to pay the same from the Water Fund.

This action is taken in accordance with the report of the City Engineer, dated June 2nd, 1904, attached hereto, which shows a revenue from Division street and 48th avenue main of twenty-six cents per foot.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on request of Charles F. White for quit claim deed, deferred and published December 18, 1905, page 1946.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

The following is the order as passed:

**Ordered**, That the Mayor and City Clerk be and they are hereby authorized and directed to issue quit claim deed of and to the city's interest in Lot 72, South Park Addition to Chicago, acquired by virtue of tax deed issued under sale of October 22d, 1901, for non-payment of special assessment levied under Warrant 25423, to the owner of the fee of said property, upon payment to the city of the sum of fifty-nine and thirty-one one-hundredths dollars (\$59.31).

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on claim of A. Benes for refund of saloon license, deferred and published December 18, 1905, page 1946.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

**Ordered**, That the City Comptroller be and he is hereby authorized and directed to pay to A. Benes the sum of eighty-seven and forty-three one-hundredths dollars (\$87.43), same being the unused portion of saloon license No. A-313, and charge same to the Finance Committee Fund, appropriation 1905, Official Record, February 18, 1905, page 2578.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on claims of J. F. Mosser & Co., Mary Agnes Brown, Owen Ahern, Niemann Table Company, A. E. Havens, M. A. Weinburg and Louis Paderofski, deferred and published December 18, 1905, page 1946.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

**Ordered**, That the Commissioner of Public Works be and he is hereby authorized and directed to issue vouchers to the following persons, in the amounts set opposite their names, same to be in full for claims for rebates of water taxes paid on the properties named, and the Comptroller is ordered to pay the same.

J. F. Mosser & Co., No. 265 South Water street .....	\$19.80
Mary Agnes Brown, No. 237 Superior street .....	47.85
Owen Ahern, No. 226-230 91st street .....	11.25
Niemann Table Co., No. 7642-78 Jackson avenue.....	66.60
A. E. Havens, No. 895 West Monroe street.....	5.10
M. A. Weinburg, No. 345 South Morgan street .....	8.60
Louis Paderofski, No. 532-534 West Taylor street .....	35.00

This action is taken in accordance with the several recommendations of a subcommittee attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on claims of Phillip Jackson, owner of 1827-29 Prairie avenue, Johanna Maloney, Edward Engle, Walter S. Hull and Woodlawn Park M. E. Church, deferred and published December 18, 1905, page 1947.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

Ordered, That the Commissioner of Public Works be and he is hereby authorized and directed to decrease the water taxes assessed against the following persons in the amounts set opposite their names, same to be in full for claims for decrease of water taxes against the properties named.

Phillip Jackson, No. 550 North	
Hoynes avenue .....	\$15.75
Owner of 1827-29 Prairie avenue.	17.07
Johanna Maloney, No. 4728 Centre	
avenue (upon payment of shut-	
off charges and current water	
rates) .....	49.75
Edward Engle, No. 45-49 Crosby	
street .....	30.00
Walter S. Hull, No. 94 South Peo-	
ria street .....	4.50
Woodlawn Park M. E. Church, No.	
445 East 64th street.....	10.50

This action is taken in accordance with the several recommendations of a sub-committee, attached hereto.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance for vacation of part of alley in block bounded by West George or Franklin avenue, North Talman avenue, C. & N. W. Ry. and Washtenaw avenue, deferred and published December 18, 1905, page 1962.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward),

Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

*Nays*—Conlon—1.

The following is the ordinance as passed:

#### AN ORDINANCE

For the vacation of part of a certain alley in the block bounded on the west by North Washtenaw avenue, on the north by West George or Franklin avenue, on the east by North Talman avenue and on the south by the right of way of the Chicago and Northwestern Railway.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that part of the north and south alley in the block which is bounded on the west by North Washtenaw avenue; on the north by West George or Franklin avenue; on the east by North Talman avenue and on the south by the northerly line of the right of way of the Chicago and Northwestern Railway Company; said block being known and described as Mary Wolfgram's Subdivision of the south five (5) acres, east of railroad, of Lot six (6), in Richon & Bauermeister's Subdivision of the west half (W.  $\frac{1}{2}$ ) of the northeast quarter (N. E.  $\frac{1}{4}$ ) of Section 25, Township 40 North, Range thirteen (13), East of the Third Principal Meridian, which lies south of a line sixteen (16) feet south of and parallel to the north line of Lot forty-seven (47) of said block, extended east across said alley, be and the same is hereby vacated; the part of the alley so vacated being substantially as shown in red on the plat hereof which is attached hereto and made a part of this ordinance.

Provided, however, that this ordinance shall not take effect, nor shall the vacation herein provided for become effective unless within thirty (30) days after

the passage of this ordinance the Borden's Condensed Milk Company shall file for record in the office of the Recorder of Deeds of Cook County, a deed conveying to the City of Chicago for alley purposes the north sixteen (16) feet of said Lot forty-seven (47), and also the north sixteen (16) feet of Lot thirty-two (32) of said block as aforesaid, so as to make a continuous alley in and across said block substantially as shown in yellow on said plat hereof, hereto attached and made a part hereof as aforesaid, and unless within said thirty (30) days it shall also file for record in the office of the Recorder of Deeds of Cook County, a plat showing the part of the alley so vacated.

**SECTION 2.** It is hereby made an express condition, and this ordinance is passed upon the express condition, that in case of any breach of these conditions, this ordinance shall thereupon become null and void, and the vacation herein provided for shall become of no effect.

**SECTION 3.** This ordinance shall take effect and be in force from and after its passage and approval, subject to the provisions of Section one (1) hereof.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating part of alley in Block 11, Reaper's Addition to Chicago, deferred and published December 18, 1905, page 1961.

Ald. Zimmer presented an ordinance and moved that it be substituted for the ordinance under consideration.

The motion prevailed.

Ald. Zimmer moved the passage of the substitute ordinance.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (55th ward), Martin, Potter,

Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Eiewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

**Nays**—Conlon—1.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That all that part of the alley extending northeast and southwest in Block eleven (11), in Reaper Addition to Chicago, being the block bounded by Blue Island and Oakley avenues, 25th and Leavitt streets, which adjoins Lots thirty-six (36) to forty-six (46), both inclusive, and the easterly fourteen (14) feet of Lot thirty-five (35), which portion of said alley is shown in red and marked "to be vacated" on the plat hereto attached, which plat is made a part hereof, and to which express reference is had, be and the same is hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless within sixty (60) days from the date of the passage of this ordinance, the International Harvester Company shall dedicate as public alleys and open to public use as such the westerly fourteen (14) feet of Lot thirty-five (35) and of Lot twenty-five (25), in said Block eleven (11), and also the westerly twenty (20) feet of Lot forty-seven of said block eleven (11), which alleys to be dedicated are shown in blue and marked attached, and execute, acknowledge and file for record in the office of the Recorder of Deeds of Cook County, Illinois, a plat showing such vacation and dedications.

SECTION 2. This ordinance shall take effect and be in force from and after its passage, subject, however, to the provisions and conditions of Section 1.

The Clerk, on motion of Ald. Hunter, presented the resolution directing the City Clerk to prepare blank petitions for each Alderman so that ordinances may be submitted to popular vote, deferred and published December 4, 1905, page 1653.

Ald. Kohout presented amendments and moved their adoption.

Ald. Moynihan moved that the resolution together with the proposed amendments be made a special order for the regular meeting to be held Monday, January 8th, 1906.

The motion prevailed.

The following is the resolution:

WHEREAS, The City Council has pledged itself to wait a referendum vote of the people on the acceptance or rejection by a vote of the people, of any ordinance or ordinances proposed to be passed affecting a settlement of the traction question; and

WHEREAS, A resolution was heretofore passed, providing that members of the City Council would assist in procuring signatures necessary to assure the placing of these propositions on the ballot; therefore be it

*Resolved*, That as soon as the City Council shall in accordance with the referendum resolution heretofore adopted approve the form of the question to be placed on the ballot, the City Clerk shall prepare and supply a sufficient quantity of properly headed blank petitions, conforming to legal requirements of the public policy act, and that they be furnished to the Aldermen of every ward for circulation, and that the Aldermen of every ward are hereby requested to procure the necessary number of names through their respective ward organizations, to the end that all ordinances

be submitted to popular vote at the coming election in April, 1906.

The following are the proposed amendments offered by Ald. Kohout:

Amend resolution published on page 1653 of Council Proceedings by inserting after the word ballot in the second whereas the following:

"WHEREAS, The franchises can only be submitted by petition under the Public Policy Law while the Mueller Certificate ordinance and the Municipal Operation ordinance to become effective must be submitted under the provisions of the Mueller Law," and also amend by inserting before the question in the fourth line of the resolutions the word "franchise," and by inserting after the word 'ballot' in the fifth line of the resolutions the following:

"And pass the Mueller Certificate and Operation ordinances," so that said resolutions shall read as follows:

"WHEREAS, The City Council has pledged itself to wait a referendum vote of the people on the acceptance or rejection by a vote of the people on any ordinance or ordinances proposed to be passed affecting a settlement of the traction question; and

WHEREAS, A resolution was heretofore passed, providing that members of the City Council would assist in procuring signatures necessary to assure the placing of these propositions on the ballot.

WHEREAS, The franchises can only be submitted by petition under the Public Policy Law while the Mueller Certificate ordinance and the Municipal Operation ordinance to become effective must be submitted under the provisions of the Mueller Law, therefore be it

*Resolved*, That as soon as the City Council shall, in accordance with the referendum resolution heretofore adopted, approve the form of the franchise question to be placed on the ballot "and pass the Mueller Certificate and Operation ordinances," the City Clerk

shall prepare and supply a sufficient quantity of properly headed blank petitions, conforming to legal requirements of the Public Policy Act, and that they be furnished to the Aldermen of every ward for circulation, and that the Aldermen of every ward are hereby requested to procure the necessary number of names through their respective ward organizations, to the end that all ordinances be submitted to popular vote at the coming election in April, 1906."

**ADJOURNMENT.**

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Friday, January 5, 1906, at 10 o'clock A. M.



CITY CLERK.



# PROCEEDINGS

## OF THE

# CITY COUNCIL

### CHICAGO. ILLINOIS

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Regular Meeting, Friday, January 5, 1906.

10 O'CLOCK A. M.

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#### OFFICIAL RECORD.

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Published by authority of the City Council of the City of Chicago, Saturday, January 6, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch,

Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

*Absent*—Ald. Brennan.

Ald. Raymer presented the following resolution and moved its adoption:

WHEREAS, The Committee on Local Transportation has heretofore reported to this Council certain ordinances representing agreements with the traction companies for the settlement of the existing differences between the companies and the city; and

WHEREAS, These agreements are the result of long continued and laborious conferences in open session at which all suggestions from whatever source were carefully considered by the Committee and certain concessions long demanded by the city and hitherto denied by the companies and, in the opinion of the majority of the



Committee on Local Transportation, secure to the city the limit of concessions by the companies; and

WHEREAS, The majority of the Committee on Local Transportation believe that the settlement proposed by these ordinances would, if submitted to a referendum, be approved by the people and would bring about traction conditions of a high degree of efficiency and amply safeguard the present and the future interests of the city; and

WHEREAS, Since said ordinances have been reported to the City Council amendments to the ordinances have been suggested by a part of the public press and by the representative of the Judge of the United States Circuit Court in whose charge are certain of the traction properties affected by said ordinances; and

WHEREAS, These ordinances before becoming effective must be accepted by said companies, and it therefore follows that before any of said amendments or suggestions are incorporated in said ordinances they must be submitted to and accepted by said companies; and

WHEREAS, This Council on December 18, 1905, received a communication from the Chicago City Railway Company stating that if any radical or fundamental changes were made in its ordinance, it would not be accepted by said Company; and

WHEREAS, Some of the members of the City Council have expressed an intention to present amendments to said ordinances; and

WHEREAS, It is desirable that all amendments and suggestions shall receive calm and careful consideration by the Committee before the ordinances are finally considered by the Committee on the Whole before their submission to a referendum vote; now, therefore, be it

*Resolved*, By the City Council of the City of Chicago that the majority and minority reports of the Committee on Local Transportation reported to this Council on December 4, 1905, be and they

are hereby re-committed to the Committee on Local Transportation with instructions to consider all suggested amendments and such other matters germane to the question as may be presented to it.

Ald. Cullerton moved to amend the resolution by adding at the end thereof the following:

Provided, however, that the Committee proceed at once to consider any amendments presented, and report said ordinances to this Council at its meeting of January 15, 1906.

The amendment was adopted.

Ald. Werno moved as a substitute for the resolution, that the minority report of the Committee on Local Transportation be passed.

Ald. Raymer moved to lay the motion of Ald. Werno on the table.

The motion to table prevailed by yeas and nays as follows:

Yeas—Dixon, Pringle, Foreman, McCormick (5th ward); Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Harris, Hurt, Scully, Hoffman, Cullerton, Maypole, Harkin, Smith, Kunz, Conlon, Ryan, Powers, Stewart, McCormick (21st ward), Reese, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Carey, Wendling, Burns, Roberts, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—48.

Nays—Coughlin, Kenna, Harding, Richert, Dailey, Fick, Uhler, Zimmer, Considine, Riley, Beilfuss, Nowicki, Dever, Sitts, Finn, Dougherty, Werno, Butler, Bradley, O'Connell, Kohout—21.

Ald. Raymer moved the adoption of the resolution as amended.

The motion prevailed by yeas and nays as follows:

Yeas—Dixon, Pringle, Foreman, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Ri-

ley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—63.

*Nays* — Coughlin, Kenna, Harding, Richert, Fick, Kohout—6.

The following is the resolution as adopted:

WHEREAS, The Committee on Local Transportation has heretofore reported to this Council certain ordinances representing agreements with the traction companies for the settlement of the existing differences between the companies and the city; and,

WHEREAS, These agreements are the result of long-continued and laborious conferences in open session, at which all suggestions from whatever source were carefully considered by the committee and certain concessions long demanded by the city and hitherto denied by the companies, and, in the opinion of the majority of the Committee on Local Transportation, secure to the city the limit of concessions by the companies; and,

WHEREAS, The majority of the Committee on Local Transportation believe that the settlement proposed by these ordinances would, if submitted to a referendum, be approved by the people and would bring about traction conditions of a high degree of efficiency and amply safeguard the present and the future interests of the city; and,

WHEREAS, Since said ordinances have been reported to the City Council amendments to the ordinances have been suggested by a part of the public press and by the representative of the Judge of the United States Circuit Court, in whose charge are certain of the traction proper-

ties affected by said ordinances; and,

WHEREAS, These ordinances, before becoming effective, must be accepted by said companies, and it therefore follows that before any of said amendments or suggestions are incorporated in said ordinances they must be submitted to and accepted by said companies; and,

WHEREAS, This Council, on December 18, 1905, received a communication from the Chicago City Railway Company stating that if any radical or fundamental changes were made in its ordinance, it would not be accepted by said company; and,

WHEREAS, Some of the members of the City Council have expressed an intention to present amendments to said ordinances; and,

WHEREAS, It is desirable that all amendments and suggestions shall receive calm and careful consideration by the committee before the ordinances are finally considered by the Committee on the Whole before their submission to a referendum vote; now, therefore, be it

*Resolved*, By the City Council of the City of Chicago, that the majority and minority reports of the Committee on Local Transportation reported to this Council on December 4, 1905, be and they are hereby re-committed to the Committee on Local Transportation with instructions to consider all suggested amendments and such other matters germane to the question as may be presented to it.

Provided, however, that the committee proceed at once to consider any amendments presented and report said ordinances to this Council at its meeting of January 15, 1906.

Ald. Foreman moved that all members of the City Council be requested to present to the Chairman of the Committee on Local Transportation any and all amendments they may desire to submit as soon as possible.

The motion prevailed. by Google

Ald. Dunn moved that all amendments adopted by the Committee on Local Transportation be printed and copies be furnished each member of the City Council.

The motion prevailed.

ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Monday, January 8, 1906, at 7:30 o'clock P. M.



CITY CLERK.

# PROCEEDINGS

## OF THE

# CITY COUNCIL

### CHICAGO. ILLINOIS

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Regular Meeting, Monday, January 8, 1906.

7:30 O'CLOCK P. M.

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#### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Tuesday, January 9, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley,

Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

*Absent*—Ald. Brennan and Carey.

#### MINUTES.

Ald. Cullerton moved to correct the minutes of January 2, 1906, page 2013, right hand column, by striking out the figures \$55,000,000 and inserting in place thereof the figures \$5,000,000.

The motion prevailed.

Ald. Foreman moved that the minutes of the regular meeting, held January 2, 1906, as corrected, and the minutes of the regular meeting held January 5, 1906, be approved without being read.

The motion prevailed.

**Communications From the Mayor, Comptroller, Commissioner of Public Works and All Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE, }  
CITY OF CHICAGO, January 8, 1906. }

*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law I hereby report to your Honorable Body the names of persons imprisoned for violation of city ordinances, who have been released by me during the week ending January 6, 1906, together with the cause of such release.

Tony Konorski, released for J. Tagney.

John Madden, released for Ald. Dougherty and Maj. Maxwell.

Ed. Christianson, released for Ald. Dougherty and Maj. Maxwell.

Tim Dillon, released for John Mahoney.

Geo. Byron, released for Simon O'Donnell.

John Lane, released for brother.

Frank Zahrow, released for sister.

Fred Ellis, released for Mrs. Kane.

Lew Oliver, released for L. W. Carpenter.

John McKenzie, released for sister.

John McNamara, released for J. J. Sheehan.

T. McClure, released for mother.

Chas. Ringholm, released for wife and son.

Tony Krist, released for Geo. P. Bent.

Wm. Maher, released for Ald. Fick.

Fred Beilfuss, released for Ald. Burns.

Daniel O'Donnell, released for Mrs. Kate Coughlin.

E. W. Bradwell, released for American Express Co.

Jacob Sanscrap, released for P. Carroll.

Which was placed on file.

ALSO,

The following communication:

MAYOR'S OFFICE, }  
January 8, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint Peter Bartzen as Commissioner of Buildings, vice George Williams, resigned, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. McCormick (5th ward), moved to concur in the appointment.

The motion prevailed.

ALSO,

The following communication:

MAYOR'S OFFICE, }  
January 8, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint Edward R. Diederich as Gas Inspector of the City of Chicago, vice Edward M. Cummings, resigned, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hahne moved to concur in the appointment.

The motion prevailed.

ALSO,

The following communication:

MAYOR'S OFFICE, }  
January 8, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint Patrick Cotter as Bridgetender at the North Avenue bridge, vice Patrick J. Meaney, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Foreman moved to concur in the appointment.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 8, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith without my approval an order passed at the meeting of your Honorable Body of January 2, 1906, and published at page 2024 of the current printed Council Proceedings, directing the Commissioner of Public Works to take up all existing 4-inch water mains within certain territory described in said order and also to put in 6-inch water mains on East Ravenswood Park from Lawrence avenue to Irving Park boulevard, provided that it will pay the required revenue of ten cents per lineal foot, for the reason that I am advised by the Commissioner of Public Works that the taking up of the said mains may be inadvisable or unnecessary and that an investigation should be made, and for the further reason that the subject matter of the said order should have been included within two separate orders.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Bennett moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Bennett moved that the order be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 8, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—I return herewith, with-

out my approval, an order passed at the meeting of your Honorable Body of January 2, 1906, and published at page 2022 of the current printed Council Proceedings, granting permission to Elizabeth Neagle to extend a frame addition to the building at No. 324 South Halsted street, for the reason that matters of this character should be referred to a committee for investigation.

I respectfully recommend that the vote by which the said order was passed be reconsidered, and that the order be referred to the Committee on Building Department.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Powers moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Powers moved that the order be referred to the Committee on Building Department.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 8, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—I return herewith, without my approval, an order passed at the meeting of your Honorable Body of January 2, 1906, and published at page 2021 of the current printed Council Proceedings, directing the Commissioner of Buildings to issue a permit to J. Landon to erect a shelter shed on lot known as No. 306 Rundel place, for the reason that matters of this character should be referred to a committee for investigation.

I respectfully recommend that the vote by which the said order was passed be reconsidered, and that the order be re-

ferred to the Committee on Building Department.

Respectfully,  
E. F. DUNNE,  
Mayor.

Ald. Foreman moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Foreman moved that the order be referred to the Committee on Building Department.

The motion prevailed.

ALSO,

The report of the City Physician for the month ending December 31, 1905.

Which was placed on file.

The City Clerk submitted the following communication:

CITY CLERK'S OFFICE, }  
January 8, 1906. }

To the Honorable, the Mayor and City Council:

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds under ordinances which have been filed in this office since your last preceding meeting:

Acceptance and Bond of American Manufacturing & Construction Co., under ordinance of December 4, 1905.

Yours respectfully,  
A. C. ANSON,  
City Clerk.

Which was placed on file.

ALSO,

The following communication:

CITY CLERK'S OFFICE, }  
January 8, 1906. }

To the Honorable, the Mayor and City Council:

GENTLEMEN—In accordance with order passed December 11, 1905, I hereby make report of failure on the part of the Pabst Brewing Company, to file its acceptance

within the specified time, of an ordinance passed December 4, 1905, for sidewalk opening.

Yours respectfully,  
A. C. ANSON,  
City Clerk.

Which was placed on file.

Also the claim of Peter Cooney for compensation for damages to property on account of the construction of intercepting sewer in 39th street, which was

Referred to the Committee on Finance.

The Corporation Counsel submitted the following communication and ordinance:  
OFFICE OF THE CORPORATION COUNSEL, }  
January 6, 1906. }

To the Honorable, the City Council of the City of Chicago:

GENTLEMEN—At the regular meeting of your Honorable Body of December 4, 1905, you passed an order directing the attention of the Law Department to the annoyances to which many of our citizens are subjected by the taking of instantaneous or "snap-shot" photographs without regard to circumstances or surroundings. This order, which appears on page 1645 of the current printed Council Proceedings, reads in part as follows:

- "Ordered, That the Corporation Counsel be directed to prepare such ordinance or amendment to the Revised Code as in his opinion will best tend to eliminate the evils herein referred to, making such regulation particularly applicable to cases in which explosives are used and providing adequate penalties for violations thereof."

I find it exceedingly difficult to comply with the aforesaid order, but have drafted an ordinance which, in my opinion, will as nearly ameliorate the present situation as any measure can, in view of the charter powers of the city.

It would seem proper to call your attention to some of the difficulties involved in the preparation of such an ordinance.

During the past fifteen years a num-

ber of writers have sought to establish the existence of the "right to be let alone" as a personal right possessed by every citizen and which the courts would or should protect. Without occupying space here to go into the argument of this alleged right, which is discussed in 4 Harvard Law Review, 193, 2 Columbia Law Review, 437, and briefly mentioned in the American and English Ency. of Law, 2nd Edition, Vol. 22, p. 1311, it seems sufficient to say that this so-called "right" probably does not exist.

In the recent case of *Robertson vs. Rochester Folding Box Company*, Mr. Chief Justice Parker, of the New York Court of Appeals, referred to the charge in that case,

"That defendant had invaded what is called 'a right of privacy'—in other words, the right to be let alone. Mention of such right is not to be found in Blackstone, Kent, or any of the great commentators upon the law."

The court then points out that while the courts cannot in the absence of statute protect any such right,

"The legislative body could very well interfere and arbitrarily provide that no one should be permitted for his own selfish purposes to use the picture or name of another for advertising purposes without his consent. In such event no embarrassment would result to the general body of the law for the rule would be applicable only to cases provided for by statute."

In the dissenting opinion of Mr. Justice Gray, with whom two of the other Judges concurred, it was said: (p. 563.)

"Instantaneous photography is a modern invention and affords the means of securing a portraiture of an individual's face and form, in invitum their owner. While, so far forth as it merely does that, although a species of aggression, I concede it to be an irremediable and irrepressible feature of the social evolution."

In short, then, Mr. Justice Gray and

his associates who contended that the plaintiff in that case should have recovered, rested their opinion upon the ground that property rights were involved, but conceded that the mere "right to be let alone" did not exist as a legal right in itself. As has been said many thousands of times a municipal corporation possesses only those powers which are delegated to it by the General Assembly. Among the powers granted to the City Council by Section 1 of Article V of the Cities and Villages Act (Hurd's Revised Statutes, 1901, Chap. 24, p. 285, et seq.), are the following:

"Ninth. To regulate the use of the same (streets, alleys, sidewalks, public grounds, etc.).

"Fourteenth. To regulate the use of sidewalks and all structures thereunder. \* \* \* \*

"Sixty-sixth. To regulate the police of the city or village and pass and enforce all necessary police ordinances."

"Ninety-second. To prevent and regulate the rolling of hoops, playing of ball, flying of kites or any other amusement or practice having a tendency to injure persons passing the streets or on the sidewalks, or to frighten teams and horses."

"Ninety-sixth. To pass all ordinances, rules, and make all regulations proper or necessary to carry into effect the powers granted \* \* \* "

It seems to me that under the foregoing powers, the City Council is authorized to adopt an ordinance prohibiting persons from the taking of photographs upon the streets and public grounds of the city of any person without his consent. The ordinance submitted herewith is drafted along this line. I would respectfully call your attention, however, to some of the results that may follow from the enforcement of such an ordinance. A photographer taking a picture of a public building or thoroughfare without any malicious intent or desire



to annoy might be prosecuted if his picture unintentionally included persons who might be about the premises photographed.

Yours very truly,  
**MACLAY HOYNE,**  
*Acting Corporation Counsel.*

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That no person shall take or attempt or pretend to take any instantaneous photograph with or without the use of flash light powder or other powder used for a like purpose while in or on any street, alley, sidewalk, wharf, park or other public ground or place within the City of Chicago of any person or persons without his or their consent.

SECTION 2. Any person who shall violate any of the provisions of this ordinance shall be fined not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00) for each offense, and each taking, attempted taking or pretended taking of any photograph as above mentioned shall constitute a separate offense.

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

Ald. Snow moved the reference of the subject matter to the Committee on Judiciary.

The motion prevailed.

The Board of Education submitted the following:

BOARD OF EDUCATION, }  
 January 4, 1906. }

*To the Honorable, the Mayor and the Aldermen of the City of Chicago in City Council Assembled:*

GENTLEMEN—At a regular meeting of the Board of Education, held January 3, 1906, a report requesting authority to issue warrants against and in anticipation of the taxes levied for 1905 for the purpose of paying teachers and other em-

and the President and the Secretary were instructed to request the concurrence of your Honorable Body therein.

A certified copy of the report accompanies this communication.

Respectfully,  
 BOARD OF EDUCATION, CITY OF CHICAGO,  
 By **EDWARD TILDEN,**  
*President.*

Attest:

**LEWIS E. LARSON,**  
*Secretary.*

Which was referred to the Committee on Finance.

ALSO,

A request for an additional appropriation of \$10,000 for the erection of the school building at corner Perry street and Granville avenue and an additional appropriation of \$20,000 for the completion of the Graeme Stewart school building, which were

Referred to the Committee on Schools.

The Board of Local Improvements presented the following communication:

BOARD OF LOCAL IMPROVEMENTS, }  
 January 3, 1906. }  
*Hon. Edward F. Dunne, Mayor, and Members of the City Council:*

GENTLEMEN—At the Council meeting of February 16, 1905, as appears from the Council Proceedings of that date, page 2510, an order was presented by the Special Committee on North and South Side Boulevard Connections and passed, directing this Board to take the necessary steps for the widening of Michigan avenue and Pine street, between Randolph street and Ohio street, and in the last annual appropriation bill the sum of \$25,000 was appropriated for the purpose of defraying the necessary preliminary expenses to bring this matter to a public hearing under the statute as required in condemnation proceedings. Acting upon the order of your Honorable Body and the appropriation as made, surveyors were appointed to make the necessary surveys of the property to be taken

bridge designers were employed to formulate plans and design a bridge across the Chicago River, real estate and building experts were employed to make the estimates of the cost of the real estate to be taken and the damage to the buildings occasioned by reason of the proposed widening of this street.

We have now before us the report of the real estate and building experts and the bridge architect and engineer, setting forth in detail the estimated cost of making this improvement. The proposed improvement contemplates the condemning of all or part of some eighty different pieces of property, most of which are occupied by buildings. Many of the large pieces of property in the line of the proposed improvement are subject to leasehold conditions, both as to the land and as to the occupancy of the buildings, and the estimates furnished do not take into consideration any of the so-called leasehold interests. From the estimates before us we find that the value of the land sought to be taken is \$2,553,571.06 and that the damage to the buildings would amount to \$1,831,223.59; that the cost of constructing the bridge across the river, with all necessary abutments, approaches, etc., leading to the same, is \$1,023,000.00, making a total estimated cost for lands, buildings and bridge of \$5,407,794.59. No facts or figures are before us upon which we can make even an intelligent estimate of the damages arising through and because of the different leasehold interests before referred to, nor do these estimates include the cost of the destruction of the buildings to be condemned and the removal of the material thereof, but in all probability the estimate heretofore given would by reason of these leasehold interests and the cost of the buildings to be condemned and the removal of the old material be increased several hundred thousand dollars. In all probability the total cost of this proposed improvement will not fall short of six millions of dollars and may exceed this amount to quite an extent. The real estate experts who

assisted in the preparation of the different estimates and who with other real estate men would probably be called upon to testify in court as to the property benefitted by this proposed improvement, outlined the benefitted district as follows:

North of Chicago River:

"All lots and blocks lying between North avenue and Chicago River and North State street (both sides) and Lake Michigan."

South of Chicago River:

"All lots and blocks lying between Chicago River and 12th street, Michigan avenue boulevard and south branch of Chicago River.

All lots and blocks lying between 12th street and 22d street, Michigan avenue boulevard (both sides) and State street (both sides).

All lots and blocks on both sides of Michigan avenue boulevard and Wabash avenue, from 22d street to 33d street.

All lots and blocks lying east of Michigan boulevard between Chicago River and 33d street."

In other words, in their opinion the assessment for this proposed improvement could only successfully be spread upon the territory within the boundaries stated. We are of the opinion that in making this proposed improvement, the City of Chicago should be assessed from 33 to 50 per cent of the cost of the improvement as public benefits, or a total of from two to three millions of dollars. In view of this enormous cost, both as to the improvement as a whole as well as the public benefits which are likely to be assessed against the City of Chicago, we are impelled to submit to your Honorable Body the facts before proceeding further with the improvement and expending any further money toward bringing the matter to a public hearing, and ask that you direct us further as to your wishes in the matter. Aside from the matter of cost we are informed that petitions have

been circulated by owners of abutting and adjoining property located in the central portion of the territory of this proposed improvement, aggregating over 30,000 feet, protesting against it, and should your Honorable Body finally conclude to order the improvement to be proceeded with, a legal contest of more than ordinary proportions must be anticipated.

Respectfully submitted,  
BOARD OF LOCAL IMPROVEMENTS,

By JOHN A. MAY,  
*Secretary.*

Ald. Snow moved the reference of the matter to a joint committee of the Committees on Streets and Alleys, North Division and South Division.

The motion prevailed.

ALSO,

A report and ordinance establishing the grades of sundry streets.

By unanimous consent the ordinance was put upon its passage and passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton. Kohout, Hunter, Race—68.

*Nays*—None.

**All Matters Presented by the Aldermen, also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

### FIRST WARD.

Ald. Coughlin presented an ordinance in favor of Chas. A. Stevens & Bros. for an additional floor to their covered passageway across Holden place, which was

Referred to the Committee on Streets and Alleys, South Division.

### THIRD WARD.

Ald. Pringle present the following resolution:

WHEREAS, The burdens borne by the members of the Fire Department of the City of Chicago are especially onerous, and certain relief therefrom seems both necessary and practical; and

WHEREAS, The Fire Department of the City of Chicago is composed of 129 companies and the addition of one fireman to each of said companies would enable every member thereof to have an additional leave of absence of twelve hours in every six days; and

WHEREAS, The salaries of firemen in the City of Chicago are much lower than in other cities of the same class in the United States; and

WHEREAS, While the cost of living during the past ten years, in the City of Chicago, has been greatly increased, there has been no corresponding increase in the salaries of firemen in the

City of Chicago during said period; therefore, be it

*Resolved*, By the Chicago City Council, that the Chief of the Fire Department be and he is hereby authorized and directed to employ 129 additional firemen; said firemen to be certified by the Civil Service Commission; be it further

*Resolved*, That the wages of all firemen of the City of Chicago, below the grade of Fire Marshal, be increased by an amount equal to 5 per cent of the wages now received by said firemen; be it further

*Resolved*, That the employment of said additional firemen and said increase in wages shall take effect from and after July 1st, A. D. 1906.

Which was referred to the Committee on Fire Department.

Ald. Foreman presented the following order:

*Ordered*, That the Committee on Judiciary is hereby directed to consider the question of revising the Section of the City Code applying to the period of the year in which dogs must be muzzled when on the streets, and report its conclusions in the form of an amendatory ordinance.

Which was referred to the Committee on Judiciary.

#### SIXTH WARD.

Ald. Young presented the following order:

*Ordered*, That the date fixed for the report of the Committee on Gas, Oil and Electric Light as January 15, 1906, under resolution of December 4, 1905, be and the same is hereby extended to February 5, 1906.

Which was on motion duly passed.

#### SEVENTH WARD.

Ald. Bennett presented the claim of Charles Morris for refund of water taxes

assessed against property at 7857-9 Railroad avenue; claim of Charles D. Fuller for refund of special assessments paid in error; the claim of William A. Van Epps for compensation for damages to property on account of track elevation, which were

Referred to the Committee on Finance.

Ald. Bennett presented a resolution and order for the erection of a party wall between the City Hall and the new Court House of Cook County now building, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the opening of an alley between 62d street, 63d street, Ellis avenue and Greenwood avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for opening an alley between 62d street, 63d street, Ellis avenue and Greenwood avenue," passed July 5, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 264,688 of the Circuit Court of said county, be and the same is hereby annulled.

SECTION 2. That the attorney for the Board of Local Improvements be and he is hereby directed to dismiss the petition in said case under Docket No. 264,688 of said court.

SECTION 3. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan,

Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Firu, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohont, Hunter, Race—68.

*Nays*—None.

#### **EIGHTH WARD.**

Ald. Moynihan presented an order for an appropriation for providing fire-proof steel lining for vault in the office of the Commissioner of Health, which was

Referred to the Committee on Finance.

#### **TENTH WARD.**

Ald. Scully presented an order for an appropriation to place electric wires underground in West 18th street prior to improving said street; also the claim of Hannah Pierce for personal injuries, which were

Referred to the Committee on Finance.

#### **ELEVENTH WARD.**

Ald. Hoffman presented an order to permit the Cable Piano Company to construct a runway on the roof of their building, which was

Referred to the Committee on Building Department.

#### **THIRTEENTH WARD.**

Ald. Riley presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to install elec-

tric lights on California avenue, from Washington boulevard to 12th street.

Which was on motion duly passed.

#### **FOURTEENTH WARD.**

Ald. Maypole presented the claim of Mary E. Sullivan for damages to property on account of track elevation; also the claim of McNichols & Gogan for repairing house drain connections at 4515 Ellis avenue, which were

Referred to the Committee on Finance.

Ald. Maypole presented an order in favor of Hollatz Brothers for construction of a bridge across Ferdinand street, which was

Referred to the Committee on Streets and Alleys, West Division.

#### **SIXTEENTH WARD.**

Ald. Kunz presented the following order:

*Ordered*, That authority is hereby granted to Jackson, Corbett Company to erect steel structure across Mandell street north of Canal place for the purpose of operating a travelling crane, the structure to be erected in such manner as not to interfere with travel on said street; said structure to be erected in accordance with plans hereto attached.

Which was on motion duly passed.

#### **EIGHTEENTH WARD.**

Ald. Conlon presented an order directing the Committee on Finance to include in the next appropriation bill \$15,000 for the preliminary work of widening Halsted street, which was

Referred to the Committee on Finance.

Ald. Conlon presented an ordinance in favor of the Pennsylvania Company to construct a fixed canopy at its passenger station at Canal and Jackson street, which was

Referred to the Committee on Compensation.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of the alley between Clinton street and Jefferson street and from West Monroe street to a point 142 feet south, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for the improvement of the alley between Clinton street and Jefferson street and from West Monroe street to a point 142 feet south," passed December 12, 1904, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket 29665 of the Court of said County, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Edmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—68.

**Nays**—None.

#### NINETEENTH WARD.

Ald. Powers presented the claim of William Rieser for refund of saloon license fee, which was

Referred to the Committee on Finance.

#### TWENTY-FIRST WARD.

Ald Reese presented the petition of Police Patrol Wagon Drivers for increase of salary, which was

Referred to the Committee on Finance.

#### TWENTY-THIRD WARD.

Ald. Schmidt presented the following order:

*Ordered,* That the City Collector and Department of Police be and they are hereby ordered and directed to stay collection of license fees and prosecution for failure to pay the same, pending the disposition of an ordinance, amending Section 2189 of Chapter 62 of the Revised Code of Chicago, passed March 20, 1905, heretofore introduced on January 2, 1906, and referred to and now pending before the Committee on Licenses of the City Council of the City of Chicago.

Which was on motion duly passed.

#### TWENTY-FOURTH WARD.

Ald. Hahne presented the claim of Jasper Mau for compensation on account of injury to horse, which was

Referred to the Committee on Finance.

#### TWENTY-FIFTH WARD.

Ald. Dunn presented an order for a permit to F. Dosse to erect a brick basement under frame building at 1211 Addison street, which was

Referred to the Committee on Building Department.

#### TWENTY-SIXTH WARD.

Ald. Reinberg presented an order for paving with asphalt North Western avenue, from Roscoe street to Montrose avenue also from Lawrence to Balmoral avenues, which was

Referred to the Board of Local Improvements.

Ald. Lipps presented the claim of Wm. Buhrmester for refund for putting in

sewer stub in lot known as 125 East Melrose street, which was

Referred to the Committee on Finance.

### TWENTY-SEVENTH WARD.

Ald. Siewert presented orders for a sewer in Avers avenue, from Armitage to Dickens avenues; for a sewer in 56th court, from Armitage to Grand avenues, which were

Referred to the Board of Local Improvements.

Ald. Butler presented the following order:

*Ordered*, That the Finance Committee be and they are hereby directed to include in the appropriation bill for 1906 an item of \$25.00 to pay bill of Chas. J. Johnson hereto attached and approved by the Board of Local Improvements.

Which was on motion duly passed.

Ald. Butler presented an order for a permit to complete building at 1655-57 North Kedzie avenue, which was

Referred to the Committee on Building Department.

### TWENTY-EIGHTH WARD.

Ald. Raymer presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the name of Hoyne court, between West North avenue and Alice place be and it is hereby changed to Hoyne avenue.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Iley, Maypole, Harkin, Beilfuss, Smith,

Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Wernö, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—68.

*Nays*—None.

Ald. Raymer presented an order for paving with asphalt Hoyne court, from West North avenue to Alice place, which was

Referred to the Board of Local Improvements.

### TWENTY-NINTH WARD.

Ald. Wendling moved that the claim of Mary Bergen placed on file November 27, 1905, be taken from the files and referred to the Committee on Finance.

The motion prevailed.

### THIRTY-FIRST WARD.

Ald. O'Connell presented the claim of Don Carlos McClain for refund of cost of laying water main, which was

Referred to the Committee on Finance.

### THIRTY-THIRD WARD.

Ald. Bihl presented the claim of Rachel Carline for compensation for damages to property, which was

Referred to the Committee on Finance.

Ald. Bihl presented an order for an 8-foot cement sidewalk on both sides of 120th street, from Halsted to Morgan streets, which was

Referred to the Board of Local Improvements.

Ald. Hunt presented the claim of Mary Scholl for compensation for personal injuries, which was

Referred to the Committee on Finance.

**THIRTY-FOURTH WARD.**

Ald. Ruxton presented an order requesting the Board of Local Improvements to proceed with the proposed paving of Ogden avenue, from Albany avenue to 40th avenue, and to assess the city as public benefits twenty (20) per cent of the total amount of assessment as ordered by the Court, which was

Referred to the Committee on Finance.

Ald. Ruxton presented the claim of Henry Stanton for rebate of water tax, which was

Referred to the Committee on Finance.

**THIRTY-FIFTH WARD.**

Ald. Race presented an order (petition attached) for paving with brick Chicago avenue, from West 48th avenue to West 60th avenue, which was

Referred to the Board of Local Improvements.

**REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.****SCHOOLS.**

The Committee on Schools, to whom was referred request of Board of Education to sell McCowan School property, submitted a report recommending the passage of an accompanying ordinance.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 3, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request and ordinance to sell McCowan School property, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has ceased to use, as

a public school, the property described as the north 40 feet of the south 58.5 feet of Lot 5, in Block 2, in Barnum Grove Subdivision of the south 42.7 acres of the west one-half of the northeast one-quarter of Section 21, Township 38 North, Range 14, East of the Third Principal Meridian, together with all improvements thereon, situated in the City of Chicago, County of Cook and State of Illinois, known as the McCowan Oral School for Young Deaf Children; and

WHEREAS, The said Board of Education has made a written request of the City Council of the City of Chicago that heretofore described real estate be sold; therefore

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That said north 40 feet of the south 58.5 feet of Lot 5, in Block 2, in Barnum Grove Subdivision of the south 42.7 acres of the west one-half of the northeast one-quarter of Section 21, Township 38 North, Range 14, East of the Third Principal Meridian, together with all improvements thereon, situated in the City of Chicago, County of Cook and State of Illinois, known as the McCowan Oral School for Young Deaf Children, is no longer necessary, appropriate or required for the use of said city, or profitable to, or its longer retention for the best interest of said city, and that said described property shall, at the regular meeting of the Council, to be held on the first meeting day in April, A. D. 1906, be sold to the highest bidder for cash, under and in accordance with the statute in such case made and provided: *Provided*, The right is hereby specially reserved to the City Council of the City of Chicago to reject any and all bids therefor, and no bid shall be considered for less than the sum of four thousand five hundred (\$4,500) dollars.

SECTION 2. The Comptroller of the City of Chicago is hereby ordered and directed to forthwith publish this ordi-



nance, including the following notice, in one of the daily papers of general circulation in the City of Chicago, County of Cook and State of Illinois, for a period of not less than sixty days.

Public notice is hereby given that the City Council of the City of Chicago, upon the written request of the Board of Education of the City of Chicago, proposes to sell to the highest bidder, for cash, said north 40 feet of the south 58.5 feet of Lot 5, in Block 2, in Barnum Grove Subdivision of the south 42.7 acres of the west one-half of the northerst one-quarter of Section 21, Township 38 North, Range 14, East of the Third Principal Meridian, together with all improvements thereon, situated in the City of Chicago, County of Cook and State of Illinois, known as the McCowan Oral School for Young Deaf Children, located at 6544 Yale avenue in said city. Bids for the above described property are hereby solicited. They must be sealed and deposited with the City Clerk of the City of Chicago for submission to the City Council of the City of Chicago. Said bids shall be considered and opened at the regular meeting of the City Council of the City of Chicago to be held on the first meeting in April, A. D. 1906. No bid shall be accepted unless upon a vote of three-fourths of the members of the said City Council. The right to reject any and all bids is hereby specially reserved, and no bid shall be considered for less than four thousand five hundred (\$4,500) dollars. A certified check for five (5) per cent of the amount of the bid shall accompany each bid, which shall be returned as soon as it has been determined that the bid is not accepted.

SECTION 3. This ordinance shall take effect and be in full force and effect from and after the date of its passage.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee to whom was

referred ordinance vacating alley adjoining school site at Albany avenue, Byron and Troy streets, submitted a report recommending the passage of the same.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 3, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred ordinance vacating alley adjoining school site at Albany avenue, Byron street and Troy street, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has acquired title to Lots 1 to 12, both inclusive, and Lots 36 to 48, both inclusive, Block 8, in William E. Hatterman's Irving Park Boulevard Subdivision, in Section 24, 40, 13, in the City of Chicago, Cook County and State of Illinois, which said lots are intended to be used as a new school site on West Byron street, between North Albany avenue and North Troy street;

WHEREAS, The aforesaid Lots 1 to 12, both inclusive, are separated from the aforesaid Lots 36 to 48, both inclusive, by a public alley 16 feet in width, running north and south between said lots.

WHEREAS, The Board of Education of the City of Chicago has requested the City Council to vacate the said alley; now therefore

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running north and south between the aforesaid lots be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein provided become effective until there shall have been dedicated as a public alley and laid open to public use as such the south

16 feet of Lot 36 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage and approval; provided that within sixty days after the passage thereof there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged conveying to the City of Chicago for the purpose of a public alley the south 16 feet of Lot 36 aforesaid, also a plat showing the alleys so vacated and dedicated.

**MICHAEL ZIMMER,**  
*Chairman.*

**ALSO,**

The same Committee to whom was referred requests of Board of Education to acquire property adjoining Ryerson, Alfred Nobel, Harvard, Hammond and Burns Schools, also to acquire property for Crippled Children School (South Side), submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 3, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred requests of Board of Education to acquire property adjoining Ryerson, Alfred Nobel, Harvard, Hammond and Burns Schools, also to acquire property for Crippled Children School (South Side), having had the same under advisement, beg leave to report and recommend the passage of the following order:

**Ordered,** That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under

the eminent domain law for the use of schools, to the following described property;

Lots 9 to '12, both inclusive, Block 6, in W. J. Morton's Subdivision of east half, northwest quarter, Section 11, 39, 13, together with all buildings and improvements thereon, being 99 feet fronting on North Lawndale avenue, south of and adjoining the Ryerson School premises by a depth of 125.38 feet.

Lots 3 to 8, both inclusive, and Lots 41 to 46, both inclusive, in Block 2, Damerest and Kamerling's Grand Avenue Subdivision, to be used for the Alfred Nobel School site.

Lot 12, Block 5, Hart L. Stewart's Subdivision of north half, southeast quarter, Section 28, 38, 14, together with all buildings and improvements thereon, being 100 feet north of and adjoining the Harvard School premises, with a frontage of 100 feet on Harvard avenue, by a depth of 160.6 feet.

Lot 43, Block 3, in Levi P. Morton's Subdivision of southeast quarter, southwest quarter, Section 24, 39, 13, together with all buildings and improvements thereon, being 25 x 125 feet west of and adjoining the Hammond School premises, on West 21st place, between California avenue and Marshall boulevard.

Lots 44 to 48, both inclusive, Block 1, in Millard and Becker's Subdivision of east half, east half, northwest quarter, Section 26, 39, 13, together with all buildings and improvements thereon, being 119.8 feet by 124.9 feet south of and adjoining the Burns School premises, northwest corner South Central Park avenue and West 26th street.

South 47½ feet of Lot 2, in Block 9, Pryor and Hopkins' Subdivision of West half of northwest quarter, Section 3, 38, 14, together with all buildings and improvements thereon. Also Lots 3 to 6, both inclusive, same legal description as above, together with all buildings and improvements thereon, being 247½ feet by 160.6 feet, located on Wabash avenue,

between 41st and 42d streets, east frontage; to be used as a new site for the erection of a school for crippled children.

MICHAEL ZIMMER,  
Chairman.

ALSO,

The same Committee to whom was referred request of Board of Education for six-room addition to Copernicus School, and basement extension to Parental School, submitted a report recommending the passage of the accompanying orders.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 3, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred requests of Board of Education for six-room addition to Copernicus School, and basement extension to Parental School, having had the same under advisement, beg leave to report and recommend the passage of the following orders:

*Ordered,* That the sum of \$35,000 be and the same is hereby appropriated for the erection of a six-room addition to the Copernicus School, and the City Comptroller is hereby authorized and directed to set aside the said sum of \$35,000 from the unappropriated balance of the building account for the erection of said addition.

*Ordered,* That the sum of \$16,000 be and the same is hereby appropriated for the erection of a basement extension at both ends (north and south) of the Parental School building, using the south extension for manual training purposes, and the north extension for a bakery, said basements to be made permanent and for future three-story additions, and the City Comptroller is hereby authorized and directed to set aside the said sum of \$16,000 for the said improvement, from

the unappropriated balance of the building account.

MICHAEL ZIMMER,  
Chairman.

GAS, OIL AND ELECTRIC LIGHT.

The Committee on Gas, Oil and Electric Light, to whom was referred an ordinance granting permission to the Illinois District Telegraph Company and the American District Telegraph Company to lay wires, etc., submitted a report recommending the passage of the accompanying substitute ordinance.

Ald. Young moved that the report be deferred and published.

The motion prevailed.

The following is the report;

CHICAGO, January 8, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Gas, Oil and Electric Light, to whom was referred ordinance, Illinois District Telegraph Company and American District Telegraph Company to lay electrical wires, etc., having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to the two corporations known as the Illinois District Telegraph Company and the American District Telegraph Company, said corporations being organized and existing under the laws of the State of Illinois their successors and assigns, to place, construct and maintain wires under and across the streets, alleys, tunnels and other public ways of that portion of the City of Chicago bounded on the north by Chicago avenue, on the west by Ashland avenue, on the south by 22d street and on the east by Lake Michigan, and under the Chicago River and

its several branches within the district aforesaid, and in the balance of the city on poles and lines belonging to the city in similar conduits or on poles maintained and operated by other persons or corporations authorized to maintain the same for the carrying of electric wires on which space for placing of line or lines of wires can be rented, a line or lines of wires with supply wires as may be found necessary, for the sole purpose of conducting and carrying on a burglar alarm, sprinkler alarm, fire and other alarm and watch service business. Such wires shall be placed after permits have been issued in due form by the Department of Electricity and Department of Public Works, and shall be so placed as not to interfere in any way with the use of the streets and alleys of the city by the public and by the City of Chicago. The location of such wires shall be subject to the approval of the Commissioner of Public Works and the City Electrician, and shall be changed and such wires removed at any time upon the direction of the Mayor. The permission herein granted shall not authorize said grantees to construct or maintain wires by underground conduits, or any poles or other means of overhead construction in the city streets, the privilege granted being only the right to construct, maintain and repair wires to be laid in underground conduits of the city, or of any person or corporation authorized to maintain underground conduits, and on poles maintained and operated by the city or any other persons or corporations authorized to maintain the same for the carrying of electric wires, and on and over house tops.

**SECTION 2.** The right and privileges herein granted shall cease and determine twenty (20) years from and after the date of the passage of this ordinance.

**SECTION 3.** The operation and maintenance of the wires herein provided for, so far as the same are maintained across any street, alley or other public place of the City of Chicago, shall be subject to all the existing ordinances of the City

of Chicago now in force, or which may hereafter be in force relating to the subject matter of this ordinance.

**SECTION 4.** The said companies, or either of them, may lease subway space from the City of Chicago in any underground conduit, tunnel or subway maintained by the city, for which the compensation to be paid to the city shall be in accordance with the schedule established in the Revised Municipal Code of Chicago of 1905, authorizing the City Electrician to rent, as therein provided, such space in city conduits, manholes, lateral connections and other parts of the conduit system as may not be occupied, or thereafter required for the city service; that is to say, for each wire No. 14 or less, used for burglar alarm, sprinkler alarm, fire and other alarm or watch service signals six (\$6.00) dollars per six hundred feet per year. All wires to be measured with Brown & Sharpe's gauge. If the rental for conduit space shall hereafter be changed by general ordinance or ordinances, then and in that case the said companies, or either of them, shall pay such compensation, or rental, as may be prescribed by such general ordinance or ordinances. Or the said Illinois District Telegraph Company and the American District Telegraph Company, or either of them, may rent from persons or corporations authorized to construct, maintain and operate ducts and conduits.

**SECTION 5.** All apparatus, machinery, wires and appliances maintained and operated under this ordinance by said companies, or either of them, shall be of modern excellence and construction, maintained and operated in first-class manner; and it is expressly agreed and understood that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now existing or that may hereafter be in force. It is further agreed that the grantees herein, or either of them, will alter, change and remove from any and all streets, alleys or public ways, any or all of its wires which shall in any way in-

terfere with the construction and operation of any municipal underground work hereafter undertaken.

SECTION 6. This ordinance shall not go into effect until each of the said grantees shall have executed a bond to the City of Chicago in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provisions of this ordinance; and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to, or recovered from said city by reason of the passage of this ordinance, or by reason of any act or thing done by said grantees herein by virtue of the authority herein granted. In case at any time the bonds, duly approved, shall not be outstanding in full force, then the privileges herein granted shall then and there cease. The word "grantees," as herein used, shall be taken to mean said Illinois District Telegraph Company, and said American District Telegraph Company, or any successors or assigns, and all the terms, provisions, and obligations of this ordinance are made equally binding upon any successors or assigns of said Illinois District Telegraph Company and said American District Telegraph Company.

SECTION 7. The City of Chicago, at any time during the life of this ordinance and after ten years from and after the date of the passage of this ordinance, and on first giving the grantees, their successors or assigns, twelve months' notice thereof in writing, may acquire by purchase the entire telegraphic, burglar, sprinkler, fire and other alarm and watch system or plant of said grantees, as the same may then be in use or operation in the City of Chicago, together with all property of said grantees—real, personal or mixed—and then owned or used in the

operation of the said plant or system, for a purchase price in cash in an amount to be determined as hereinafter stated and to be first paid by the City of Chicago to said grantees, their successors or assigns. The amount of said purchase price shall be a sum equal to the then cost of reproducing said system or plant, and no compensation shall be allowed for goodwill or other rights under this ordinance. The amount of said purchase price shall be fixed by three appraisers or arbitrators, one to be selected by the City of Chicago, one by the grantees, and the third by the said two appraisers, and the decision of a majority of said appraisers or arbitrators shall be final.

Nothing in this ordinance contained shall be construed as preventing or interfering with the right of the city at any time to engage in the furnishing of a similar service without making the purchase above provided for.

SECTION 8. The said companies shall not at any time, lease, sell or dispose of their property, rights or franchises to any person or corporation whatsoever engaged in the same or a similar business. During the first ten years of the life of this ordinance and of the privilege hereby granted, the said companies shall pay to the City of Chicago, annually, the sum of 2½ per cent of their gross receipts. During the next five years (or the third period of five years), said companies shall pay to the City of Chicago, annually, the sum of 5 per cent of their gross receipts, and during the next five years of the life of this ordinance (or the last five years of the ordinance), said companies shall pay to the City of Chicago, annually, the sum of 10 per cent of their gross receipts. The payments hereunder shall be made on the second of January of each year. The books of said companies shall be open to the reasonable inspection of the City Comptroller. The payment annually of the compensation herein provided for shall be accompanied by the statement of the financial officers of said companies, duly verified,

under oath, setting forth the amount of the gross receipts of the said companies for the preceding year.

SECTION 9. This ordinance shall take effect and be in force from and after its passage, and upon the filing within sixty days hereafter of an acceptance in writing by said grantees, and the filing of the bond herein provided for within the same period of sixty days from and after the passage of this ordinance.

LINN H. YOUNG.

*Chairman.*

### STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred an ordinance granting permission to Edward Hillman to construct a bay window, submitted a report recommending that the same be placed on file.

Ald. Bihl moved to concur in the report.

The motion prevailed.

### STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred an ordinance granting permission to Morris, Goldschmidt and Company to construct a bulkhead, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 8, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance granting Morris, Goldschmidt and Company permission to construct

and maintain a platform or bulkhead in front of their premises at No. 90 West Quincy street, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority, be and they are hereby granted to Louis Morris and Adolph Goldschmidt, co-partners, doing business under the firm name of Morris, Goldschmidt and Company, their successors and assigns, to construct and maintain a platform or bulkhead immediately in front of their premises at No. 90 West Quincy street; said bulkhead to be thirty-six inches high, twelve (12) feet wide and twenty-five (25) feet long, and to be constructed according to plans to be approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; said bulkhead to be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantees, their successors and assigns, shall restore said portion of the sidewalk at the place where said bulkhead is located to a condition satisfactory to the Commissioner of Public Works, without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said bulkhead had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done un-

der the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantees herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantees, their successors and assigns, shall at all times keep the sidewalk in which such bulkhead is located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. In consideration of the privileges herein granted, and as compensation therefor, the said Louis Morris and Adolph Goldschmidt, their successors and assigns, shall pay to the City of Chicago the sum of one hundred and twenty-five dollars per annum, in advance, each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing,

of this ordinance by said grantees, and the filing within the same time of the bond herein provided for.

THOS. M. HUNTER.

*Chairman.*

#### BUILDING DEPARTMENT.

The Committee on Building Department, to whom was referred an order for a permit to Scharbeck Lumber Company to build a shed, submitted a report recommending the passage of an accompanying substitute order.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 8, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred order for permit for Scharbeck Lumber Company for shed, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute order.

*Ordered,* That the Commissioner of Buildings be and he is hereby directed to issue a permit to the Scharbeck Lumber Company to build a lumber shed on east side of Erie avenue, between 87th and 88th streets as per plans on file in office of the Building Commissioner, the street side of said building to be covered with corrugated iron and roof covered with incombustible material.

D. V. HARKIN,

*Chairman.*

ALSO,

The same Committee to whom was referred an order for a permit to Joseph Rosener to build a porch in rear of 2931 Parnell avenue, and an order for a permit to the New Kentucky Coal Company to construct coal sheds, submitted a report recommending the passage of the same.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 6, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred order, Joseph Rosener, for porch in rear of 2931 Parnell avenue; order, New Kentucky Coal Company for coal sheds, having had the same under advisement, beg leave to report and recommend that the said orders do pass.

*Ordered,* That the Commissioner of Buildings be and he is hereby directed to issue permit to Joseph Rosener, 2931 Parnell avenue to build porch in rear, not over 10 feet deep, same to be enclosed.

*Ordered,* That the Building Commissioner be and hereby is directed to issue to The New Kentucky Coal Company, building permit to construct and maintain coal sheds at 61st street and Illinois Central Railroad, 12x40x20, and 30x44x20.

D. V. HARKIN,  
*Chairman.*

#### COMPENSATION.

The Committee on Compensation, to whom was referred an order for an ordinance governing the rate of compensation to be charged for the use of space underneath sidewalks, submitted a report recommending the passage of an accompanying ordinance.

Ald. Snow moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 8, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Compensation, to whom was referred an order directing the

preparation of an ordinance governing the rate of compensation to be charged for the private use of space under sidewalks, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

#### AN ORDINANCE

Concerning the Use of Streets and Alleys and the Space Under Sidewalks by Private Persons.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. No person shall use any space underneath the surface of any street or other public ground in this city, or construct or maintain any structure thereunder without first obtaining a permit so to do from the Commissioner of Public Works of the city. No such permit shall be issued except as hereinafter provided, and no such permit shall be transferred or assigned, nor shall any right or privilege thereunder be transferred or assigned without the written consent of the Commissioner of Public Works.

SECTION 2. Applications for such permits shall be in writing, stating specifically the space desired, its length, breadth and depth, the use intended to be made thereof, and the structure to be built therein. No permit shall be issued hereunder for the use of any space under the surface of the roadway of any street or other public ground.

SECTION 3. Every applicant for such a permit shall file with his application his bond in the penal sum of ten thousand dollars, with surety or sureties, to be approved by said Commissioner of Public Works; and such bond shall be conditioned that the person to whom such permit shall be issued, his heirs, successors or assigns, will save and keep the city free and harmless from any and all loss or damage or claim of damage arising from or out of the use of the space or structure therein mentioned, and for the



maintenance of the street, alley or other public way, or the sidewalk over such space, as the case may be, in such condition that said street, alley or public way or the sidewalk shall at all times after such structure is completed, or such space is covered, be safe for public use, and for the full and complete protection of the city against any and all litigation growing out of the granting of such permit, or anything done under such permit, and for the prompt and full payment of the compensation hereunder required during his ownership of said property so long as said permit shall be outstanding, and for the faithful performance and observance of all the terms and conditions of this ordinance. Any owner to whom a permit shall have been granted hereunder, or who has heretofore given a bond for the occupation of space under the sidewalk under the order of the Council, dated November 9, 1903, who shall convey said property in fee, may notify the Commissioner of Public Works in writing of the conveyance in fee of said property, and furnish to said Commissioner in writing the name and address of the purchaser thereof, and, upon the giving of such notice in writing and furnishing the name and address of said purchaser, all liability under the bond theretofore given by such owner shall cease and determine, except as to acts happening or causes of action accruing prior to the giving of such notice.

SECTION 4. When the space so used does not extend more than fifteen feet below the surface of the street, alley, way or ground over the same, the person, firm or corporation making, using or maintaining any such structure, or using space underneath the surface of any street, alley, public way or public ground, shall render to the city, as the annual compensation for such use, whenever the adjoining property is subject to general taxation, a sum equal to 4 per cent of the amount determined by multiplying the number of square feet of surface over the space so used by a sum equal to one-

tenth of the land value of the average square foot in the lot abutting on such space as fixed by the last assessment thereof for general taxation by the state or county authorities; and, when the adjoining property is not subject to general taxation, then the annual compensation shall be a sum equal to 4 per cent of the amount determined by multiplying the number of square feet of surface over the space so used by a sum equal to one-tenth of the land value of the average square foot in the lot abutting on such space, as fixed by the last appraisal of said lot made according to the terms of the lease upon which said lot is held; and, when the adjoining property is not subject to general taxation and is not leased, then the annual compensation shall be a sum equal to 4 per cent of the amount determined by multiplying the number of square feet of surface over the space so used by a sum equal to one-tenth of the land value of the average square foot in the lot abutting on such space as determined by taking the average of the valuations of the lots or tracts of land immediately adjoining the same; or, if there be but one lot immediately adjoining, then by taking the valuations of such adjoining lot and the lots on the other side of the adjoining streets or alleys that are immediately opposite the lot in question as fixed by the last assessment thereof for general taxation by the county or state authorities; and, whenever any of the space so used extends to a point more than fifteen feet below the surface of the street, alley, way or ground over the same, then, and in every such case, there shall be paid to the city, as the annual compensation for the use of every additional twelve feet, or fractional part thereof, in depth, an additional sum equal to one-half of the sum computed as above for the first fifteen feet in depth; provided, however, that in every case the annual compensation shall be at least ten dollars. All payments hereunder shall be made to the City Collector semi-annually, on the first days of

May and November in each year.

SECTION 5. No person shall ever use the space under any such sidewalk in such a manner as to interfere with any sewer or water pipe or any other work lawfully in said street, alley or public way, unless by the consent of the said Commissioner of Public Works, especially granted therefor, and no such permit shall ever be granted until the applicant therefor has paid to said Commissioner of Public Works a sum of money sufficient in his judgment to defray the cost and expense of renewing or rebuilding or relaying such sewer or water pipe or public work and making the necessary connections therewith. Every such applicant disturbing any such sewer or water pipe or any other public work shall, within ten (10) days after so disturbing it, restore the same to such a condition as will meet the approval of said Commissioner of Public Works. When such sewer, water pipe or other public work is so restored by said applicant, the sum so paid to said Commissioner of Public Works shall be refunded by him to such applicant. If such applicant shall fail to so restore such sewer, water pipe or other public work within ten (10) days after the same is disturbed by him, then said Commissioner of Public Works shall cause the same to be restored by him in a manner meeting his approval, and the cost thereof shall be paid out of said sum.

SECTION 6. If any person now using any space underneath any street, public alley, sidewalk or public way, shall fail to take out a permit for such use as herein provided within ninety (90) days after this ordinance is in effect, then the Commissioner of Public Works shall proceed to remove every such structure and close the space therein.

SECTION 7. Every person using the space under any sidewalk in this city shall at all times keep such sidewalk clear and free from all snow, ice, dirt, filth or other obstructions or incumbrances.

SECTION 8. Whenever the Commissioner of Public Works shall be of the opinion that the sureties on any bond given for any permit issued hereunder have become insufficient, a new bond for such permit shall thereupon be filed with sureties, to be approved by the Commissioner of Public Works.

SECTION 9. If any person obtaining a permit hereunder shall at any time fail or neglect to comply with the terms of this ordinance, then such permit may be revoked by said Commissioner of Public Works.

SECTION 10. Every person convicted of a violation of this ordinance shall be fined not less than five nor more than twenty-five dollars for each offense.

SECTION 11. Nothing in this ordinance contained shall be held or construed to apply to any person now using any such space underneath the surface of any street or other public ground according to the terms of any ordinance heretofore passed which requires the payment of compensation for such use if such person is making such payments, nor so long as such payments are made according to the terms of such ordinance.

Nothing in this ordinance contained shall preclude the city from revoking any permit issued hereunder when the space described in such permit is needed for public use.

SECTION 12. That Sections 2096, 2097, 2098, 2099, 2100, 2102 and 2103 of the Revised Municipal Code of Chicago, 1905, be, and the same are hereby repealed.

SECTION 13. This ordinance shall be in full force and effect from and after its passage and due publication.

B. W. SNOW,  
*Chairman*

**UNFINISHED BUSINESS OF FORMER  
MEETINGS PENDING BEFORE  
THE COUNCIL.**

The Clerk, on motion of Ald. Dunn,

presented the report of the Committee on License on an ordinance and petition for creation of a prohibition district, bounded by Throop street, Jackson boulevard, Laffin street, West Monroe street and West Adams street, deferred and published January 2, 1906, page 2034.

Ald. Dunn moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter. *Race*—66.

*Nays*—Schmidt (23d ward), Wendling—2.

The following is the ordinance as passed:

#### AN ORDINANCE

To prohibit the licensing of saloons or dram shops within the territory bounded by Throop street, Jackson boulevard, Laffin street, West Monroe street, Loomis street and West Adams street in the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That no license shall hereafter be issued to keep a saloon or dram shop within that portion of the City of Chicago described and bounded as follows, to-wit:

Beginning at the intersection of the south line of West Adams street with the west line of Throop street, thence

south along the west line of Throop street to its intersection with the north line of Jackson boulevard; thence west along the north line of Jackson boulevard to its intersection with the east line of Laffin street; thence north along the east line of Laffin street to its intersection with the south line of West Monroe street; thence east along the south line of West Monroe street to its intersection with the west line of Loomis street; thence south along the west line of Loomis street to its intersection with the south line of West Adams street; thence east along the south line of West Adams street to the place of beginning.

SECTION 2. The territory lying within the boundaries above mentioned shall be deemed and known as a prohibition district, within which it shall not be lawful for any such license to be granted.

SECTION 3. This ordinance shall take effect from and after its passage.

The Clerk, on motion of Ald. Dunn, presented the report of the Committee on License on an ordinance amending the Revised Municipal Code of 1905, prohibiting sale of liquor in connection with candy stores, ice cream parlors, etc., deferred and published January 2, 1906, page 2034.

Ald. Schmidt (23d ward) moved to amend the ordinance by striking out the words "or similar place" and inserting the word "or" before the word bakery.

The motion prevailed.

Ald. Dunn moved to concur in the report and pass the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith,

Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—68.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1338 of the Revised Municipal Code of Chicago of 1905, be, and the same is hereby amended as follows, to-wit:

By adding to the end of said section the following words:

*"Provided, That no license shall be issued to any person for the keeping of a saloon or dram shop in connection with, or as a part of any candy store, ice-cream parlor, fruit store or bakery; nor shall any intoxicating liquors be sold or offered for sale, in any place used wholly or in part as a candy store, ice-cream parlor, fruit store or bakery."*

SECTION 2. This ordinance shall be in force from and after its passage and due publication.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance granting the Chicago Packing Box Company permission to lay a switch track, beginning on Cornell street, at the west line of Sangamon street, and running westwardly on Cornell street about 336 feet to the right-of-way of the Chicago and North-Western Railroad Company, deferred and published January 2, 1906, page 2045.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton. Kohout, Hunter, Race—68.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they hereby are given and granted to the Chicago Packing Box Company of Illinois, a corporation, its successors and assigns, to lay down, construct, maintain and operate a single railroad switch track, beginning on Cornell street, at the west line of Sangamon street (where the present single switch track now crosses Sangamon street) and running westwardly on Cornell street a distance of about 356 feet, to the right-of-way of the Chicago and Northwestern Railroad Company, substantially as shown in green on the blue-print which is hereto attached and made a part of this ordinance.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portion of Cornell street as is occupied by said switch track in good condition and repair, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the portion of Cornell street occupied by said switch track to a condition safe for public travel, similar to the remaining portion of that street in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the switch track herein provided for shall be subject to all existing ordinances of the City of Chicago now in force or which may hereinafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted the said Chicago Packing Box Company of Illinois shall pay to the City of Chicago the sum of fifty dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become null and void if said grantee or its

assigns fails to promptly pay any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that the acceptance hereinabove mentioned and the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance establishing Schoenhofen Park, between Canal, Eighteenth streets and Canalport avenue, deferred and published January 2, 1906, page 2046.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—68.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That all that tract and parcel of land bounded by the west line of Canal street, the north line of West Eighteenth street, and the southeasterly line of Canalport avenue, be and the same is hereby established as a public park, to be known as and called the Schoenhofen Park.

**SECTION 2.** This ordinance shall be in full force and effect from and after its passage.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance granting permission to Ernest Wienhoeber Company to maintain a sidewalk canopy at 415 Elm street, deferred and published January 2, 1906, page 2047.

Ald. Dougherty moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Hard-

ing Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—68.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby given and granted to Ernst Wienhoeber Company, a corporation, its successors and assigns, to construct, maintain and use a canopy over the sidewalk from the building situate 415 Elm street, which canopy shall be constructed of incombustible material. The lowest portion of said canopy shall be constructed no less than nine feet above the surface of the sidewalk over which said canopy projects, shall not extend more than nine feet beyond the face of the wall of said building and shall not exceed nineteen feet two inches in width. The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be

issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten years from and after the date of the passage of this ordinance, or at any time prior thereto, in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago. Provided, that, in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense thereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Ernst Wienhoeber Company, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed, the sum of twenty-five dollars per year, payable annually in advance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall first have been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save

and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its successors or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be kept in full force, then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance, together with the bond hereinabove provided for, within thirty (30) days.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on a recommendation, estimate and ordinance for improvement (macadam) of system of streets, North Ashland avenue, from Lawrence avenue to Montrose avenue, etc., etc., deferred January 2, 1906, page 2048.

Ald. Dougherty moved to concur in the report, pass the ordinance and approve the estimate therewith.

The motion prevailed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Pötter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine,

Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—68.

*Nays*—None.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance granting permission to Fritz Goetz to lay pipe across alley between Michigan and Kinzie streets, deferred and published December 18, 1905, page 1963.

Ald. Dougherty moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—68.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting to Fritz Goetz authority to lay down and maintain a pipe or conduit

across the alley between Michigan and Kinzie streets.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Fritz Goetz, his successors and assigns, to lay down, maintain and operate a pipe or conduit, not to exceed eight inches in diameter, in and across the alley running east and west between Michigan and Kinzie streets, west of Orleans street and connecting the buildings known as Nos. 14 to 28 Michigan street and Nos. 27 to 37 East Kinzie street; said pipe or conduit shall be used only for conveying steam pipe for heating purposes and wires for electric current for light and power. The location of said pipe or conduit and the construction of same shall be under the direction and supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority herein given shall cease and determine ten years from and after the passage of this ordinance, or at any time prior thereto, at the discretion of the Mayor.

SECTION 3. At the expiration of the term herein granted the pipe or conduit herein authorized shall be removed by the grantee, his successors or assigns, unless this ordinance shall be renewed, and if so removed, said alley shall be restored to its proper condition, to the satisfaction of the Commissioner of Public Works, so that the portion of said alley where said pipe or conduit had been located, shall be put in the same condition and safe for public travel as the remaining portion of said alley in the same block, at the sole expense of the grantee herein, and without cost or expense of any kind whatsoever to the City of Chicago. Said grantee shall do no permanent injury to said alley, or in any manner interfere with any pipe, cable, wire or conduit therein, and shall not open or encumber more of said alley than



shall be necessary to enable him to proceed with advantage in constructing said pipe or conduit.

Should said pipe or conduit interfere with or obstruct in any manner the construction of any municipal underground work hereafter constructed, the grantee herein, his successors or assigns shall remove said pipe or conduit or change the location thereof as directed by the Commissioner of Public Works at his or their own expense and without any expense whatsoever to the City of Chicago.

SECTION 4. The grantee, his successors and assigns, shall pay as compensation for the privileges herein granted, the sum of ten dollars per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this ordinance, and succeeding payments annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago.

SECTION 5. No work shall be done under authority of this ordinance until a permit authorizing same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liability, cost, damage or expense, of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to or which may accrue against, be charged to, or recovered from said city from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein given, and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance; said bond and the liability of the sureties thereunder shall be kept in force throughout the life

of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 6. During the life of this ordinance the grantee herein, his successors and assigns, shall at all times keep the surface of the alley over said pipe or conduit in a condition satisfactory to the Commissioner of Public Works and safe for public travel.

SECTION 7. This ordinance shall take effect and be in force from and after its passage, and upon the filing of the acceptance, in writing, of this ordinance by said grantee, said acceptance to be filed with the City Clerk of the City of Chicago, within thirty days from the passage of this ordinance, and the filing of the bond hereinbefore provided for.

The Clerk, on motion of Alderman Harkin, presented the report of the Committee on Building Department on an order to permit Tony and Frank Scalero to erect addition, etc., deferred and published December 18, 1905, page 1966.

Ald. Harkin moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of Buildings be and he is hereby directed to allow Tony and Frank Scalero to build a one-story brick addition under building at 201 Aberdeen street, provided, one foot from the north side of lot is left vacant.

The Clerk, on motion of Alderman Harkin, presented the report of the Committee on Building Department on an ordinance amending Section 410 of the Revised Municipal Code of 1905, deferred and published December 18, 1905, page 1966.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23 ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—68.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 410 of the Revised Municipal Code of Chicago of year 1905 be and the same is hereby amended by adding at the end thereof the following:

"For the purpose of construing and

enforcing this section the rear of the lot shall be held and deemed to be that part of the lot that is farthest from the line of the street upon which the proposed building will face, and in case where the proposed building will stand upon a corner lot or tract of land abutting upon two streets and an alley in all such cases the proposed building or buildings may extend from the front to the rear of such lot or tract. Nothing herein contained shall conflict with or modify any other provision of this ordinance."

SECTION 2. This ordinance shall be in force from and after its passage and due publication.

#### ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Monday, January 15, 1906, at 7:30 o'clock P. M.



CITY CLERK.



PROCEEDINGS  
OF THE  
CITY COUNCIL  
CHICAGO. ILLINOIS

---

Regular Meeting, Monday, January 15, 1906.

7:30 O'CLOCK P. M.

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**OFFICIAL RECORD.**

Published by authority of the City Council of the City of Chicago, Tuesday, January 16, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl,

Hunt, Ruxton, Kohout, Hunter and Race.

*Absent*—Ald. Hoffman, Brennan and Carey.

**MINUTES.**

Ald. Foreman moved that the minutes of the regular meeting, held January 8, 1906, be approved without being read.

The motion prevailed.

Ald. Foreman arose to a question of personal privilege. He addressed the Chair, and desired to know if His Honor had been correctly quoted in the Chicago Herald report of January 12 as to the remarks made in his speech at Denver the preceding night.

The Mayor stated he had been correctly quoted.

After extended debate, Ald. Bennett submitted the following resolution:

*Resolved*, That it is the sense of this

Council that until the Mayor retracts the statements casting reflection and aspersions on the members of this Council, that he refrain from presiding over the deliberations of this body.

Ald. Cullerton moved that the matter be referred to the Committee on Judiciary.

The motion prevailed by yeas and nays as follows:

**Yeas**—Ald. Coughlin, Kenna, Dixon, Harding, Richert, Dailey, McCormick (5th ward), Martin, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Con-sidine, Riley, Maypole, Harkin, Beil-fuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Reinberg, Butler, Siewert, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Hunt, Ruxton, Kohout and Race—48.

**Nays**—Ald. Pringle, Foreman, Potter, Young, Snow, Bennett, Jones, Moynihan, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Lipps, Raymer, Larson, Eidmann, Bihl and Hunter—19.

**Communications From the Mayor, Comptroller, Commissioner of Public Works and All Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE, }  
CHICAGO, January 15, 1906. }

*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law I hereby report to your Honorable Body the names of persons imprisoned for violation of city ordinances, who have been released by me during the week ending January 13, 1906, together with the cause of such release:

Alex Smith, released for E. T. Morrow.

John Munshan, released for James Cal-  
erly.

Jennie Bailey, released for H. Johnson.

George Ryan, released for wife.

Tony Papa, released for wife.

Dennis O'Brien, released for Ald. Hoff-  
man.

Edward Smalley, released for father.

George Edwards, released for wife.

Adam Barnhardt, released for wife.

Charles C. Anthony, released for wife.

Gus Anderson, released for J. Grein.

Lewis Zoll, released for Ald. Dough-  
erty.

Henry Ahlers, released for Ald. Dough-  
erty.

Colman Conroy, released for Ald.  
Dougherty.

Which was placed on file.

ALSO,

The following communication:

MAYOR'S OFFICE, }  
January 15, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the author-  
ity conferred upon me, I hereby appoint  
Emil Faure as Assistant Harbor Master,  
vice Charles Dorow, and respectfully ask  
the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Bradley moved to concur in the  
appointment.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 15, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, with-  
out my approval, an ordinance passed at  
the last regular meeting of your Honor-  
able Body, and published at pages 2089  
and 2090 of the current printed Council  
Proceedings, granting permission and au-  
thority to Ernst Wienhoeber Company, a

corporation, to erect and maintain a canopy over the sidewalk from the building located at 415 Elm street, for the reason that it does not contain a provision that, upon failure of the grantee therein named to pay any of the installments of compensation fixed by Section 3 of the ordinance, the privileges granted shall be null and void.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered and that the ordinance be re-passed without reference to a committee, with the following amendment:

Amend. Section 3 of said ordinance by adding at the end thereof the following:

"It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate, and this ordinance shall become null and void, if said grantee, or its successors or assigns, fails to promptly pay any installment of the said compensation."

Respectfully,

E. F. DUNNE,

Mayor.

Ald. McCormick (21st ward) moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. McCormick (21st ward) moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. McCormick (21st ward), moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Pick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Pow-

ers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

Nays—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Ernst Wienhoeber Company, a corporation, its successors and assigns, to construct, maintain and use a canopy over the sidewalk from the building situate 415 Elm street, which canopy shall be constructed of incombustible material. The lowest portion of said canopy shall be constructed no less than nine feet above the surface of the sidewalk over which said canopy projects, shall not extend more than nine feet beyond the face of the wall of said building and shall not exceed nineteen feet two inches in width. The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works and the said Fire Marshal.

SECTION 2. The permission and au-

thority herein granted shall cease and determine ten years from and after the date of the passage of this ordinance, or at any time prior thereto, in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago. Provided, that, in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense thereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Ernst Wienhoeber Company, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed, the sum of twenty-five dollars per year, payable annually in advance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate, and this ordinance shall become null and void, if said grantee, or its successors or assigns, fails to promptly pay any installment of the said compensation.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall first have been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago

from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its successors or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be kept in full force, then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance, together with the bond hereinabove provided for, within thirty (30) days.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 15, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 2087 and 2088 of the current printed Council Proceedings, granting permission and authority to the Chicago Packing Box Company, a corporation, to lay down, maintain and operate a switch track beginning on Cornell street at a certain point and running westerly to the right-of-way of the Chicago & Northwestern Railroad Company, for the reason that the ordinance does not contain the usual provision found in such ordinances that the

privileges granted may be revoked by the Mayor, at his discretion, at any time.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered, and that the ordinance be repassed without the usual reference to a committee, with the following amendment:

Amend Section 2 of said ordinance by inserting in the fourth line thereof, after the words "this ordinance," the following:

"or at any time prior thereto, upon revocation by the Mayor, at his discretion, whereupon this ordinance shall become null and void."

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Scully moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Scully moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Scully moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl,

Hunt, Ruxton, Kohout, Hunter and Race—67.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and they hereby are given and granted to the Chicago Packing Box Company of Illinois, a corporation, its successors and assigns, to lay down, construct, maintain and operate a single railroad switch track, beginning on Cornell street, at the west line of Sangamon street (where the present single switch track now crosses Sangamon street) and running westwardly on Cornell street a distance of about 356 feet, to the right-of-way of the Chicago and Northwestern Railroad Company, substantially as shown in green on the blue-print which is hereto attached and made a part of this ordinance.

**SECTION 2.** The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, or at any time prior thereto upon revocation by the Mayor, at his discretion, whereupon this ordinance shall become null and void; and this ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

**SECTION 3.** During the life of this ordinance the grantee herein shall keep such portion of Cornell street as is occupied by said switch track in good condition and repair, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the portion of Cornell street occupied by said



switch track to condition safe for public travel, similar to the remaining portion of that street in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the switch track herein provided for shall be subject to all existing ordinances of the City of Chicago now in force or which may hereinafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted the said Chicago Packing Box Company of Illinois shall pay to the City of Chicago the sum of fifty dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become null and void if said grantee or its assigns fails to promptly pay any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss,

damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that the acceptance hereinabove mentioned and the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 15, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 2091 and 2092 of the current printed Council Proceedings, granting permission and authority to Fritz Goetz, his successors and assigns, to lay down, maintain and operate a pipe in and across the alley running east and west between Michigan and Kinzie streets, west of Orleans street, connecting certain buildings therein described, for the reason that it does not contain a provision that, upon failure of the grantee therein named to pay any of the installments of compensation fixed by Section 4 of the ordinance, the privileges granted shall be null and void.

I respectfully recommend that the vote by which said ordinance was passed be

reconsidered, and that the ordinance be repassed without reference to a committee, with the following amendment:

Amend Section 4 of said ordinance by adding at the end thereof the following:

"It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate, and this ordinance shall become null and void, if said grantee, or his successors or assigns, fails to promptly pay any installment of the said compensation."

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Dougherty moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Dougherty moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Dougherty moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Rob-Hunt, Ruxton, Kohout, Hunter and Race—67.

**Nays**—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting to Fritz Goetz authority to lay down and maintain a pipe or conduit across the alley between Michigan and Kinzie streets.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Fritz Goetz, his successors and assigns, to lay down, maintain and operate a pipe or conduit, not to exceed eight inches in diameter, in and across the alley running east and west between Michigan and Kinzie streets, west of Orleans street and connecting the buildings known as Nos. 14 to 28 Michigan street and Nos. 27 to 37 East Kinzie street; said pipe or conduit shall be used only for conveying steam pipe for heating purposes and wires for electric current for light and power. The location of said pipe or conduit and the construction of same shall be under the direction and supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority herein given shall cease and determine ten years from and after the passage of this ordinance, or at any time prior thereto, at the discretion of the Mayor.

SECTION 3. At the expiration of the term herein granted the pipe or conduit herein authorized shall be removed by the grantee, his successors or assigns, unless this ordinance shall be renewed, and if so removed, said alley shall be restored to its proper condition, to the satisfaction of the Commissioner of Public Works, so that the portion of said alley where said pipe or conduit had been located, shall be put in the same condition and safe for public travel as the remaining portion of said alley in the same block, at the sole expense of the grantee herein, and without cost or expense of any kind whatsoever to the City

of Chicago. Said grantee shall do no permanent injury to said alley, or in any manner interfere with any pipe, cable, wire or conduit therein, and shall not open or encumber more of said alley than shall be necessary to enable him to proceed with advantage in constructing said pipe or conduit.

Should said pipe or conduit interfere with or obstruct in any manner the construction of any municipal underground work hereafter constructed, the grantee herein, his successors or assigns shall remove said pipe or conduit or change the location thereof as directed by the Commissioner of Public Works at his or their own expense and without any expense whatsoever to the City of Chicago.

SECTION 4. The grantee, his successors and assigns, shall pay 'as compensation for the privileges herein granted, the sum of ten dollars per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this ordinance, and succeeding payments annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate, and this ordinance shall become null and void, if said grantee, or his successors or assigns, fails to promptly pay any installment of the said compensation.

SECTION 5. No work shall be done under authority of this ordinance until a permit authorizing same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liability, cost, damage or expense, of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put

to or which may accrue against, be charged to, or recovered from said city from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein given, and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance; said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 6. During the life of this ordinance the grantee herein, his successors and assigns, shall at all times keep the surface of the alley over said pipe or conduit in a condition satisfactory to the Commissioner of Public Works and safe for public travel.

SECTION 7. This ordinance shall take effect and be in force from and after its passage, and upon the filing of the acceptance, in writing, of this ordinance by said grantee, said acceptance to be filed with the City Clerk of the City of Chicago, within thirty days from the passage of this ordinance, and the filing of the bond hereinbefore provided for.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 15, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2073 of the current printed Council Proceedings, directing the City Collector and Department of Police to stay collection of license fees, and prosecution for failure to pay the same, pending the disposition of an ordinance amending Section 2189 of Chapter 62 of the Revised Code of Chicago, which was introduced on January 2, 1906,

and was referred to and is now pending before the Committee on License of the City Council.

I return this order without my approval for the reason that the order as drawn is indefinite and too general, and might be construed as staying the collection of all license fees of whatever kind, and of all prosecutions for failure to pay the same, until the disposition of the said amending ordinance.

I withhold my approval of the said order for the further reason that I do not believe it is good policy to suspend the operation of all or any part of the city ordinances for an indefinite time, or for a fixed time of any considerable duration.

Said Section 2189 of the Revised Municipal Code requires the payment of an annual license fee of \$300.00 to persons and corporations carrying on the business of manufacturing soap within the city and within one mile thereof.

I respectfully recommend that the vote by which said order was passed be reconsidered, and that the said order be passed in the following amended form, without the usual reference to a committee:

*"Ordered, That the City Collector and Department of Police be and they are hereby ordered and directed to stay collection of license fees and prosecution for failure to pay the same, under Sections 2187 to 2190, inclusive, of the Revised Municipal Code of Chicago of 1905, for thirty (30) days."*

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Schmidt (23d ward) moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Schmidt (23d ward) moved that the order be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Schmidt (23d ward) moved the passage of the order as amended.

The motion prevailed.

The following is the order as passed:

*Ordered, That the City Collector and Department of Police be and they are hereby ordered and directed to stay collection of license fees and prosecution for failure to pay the same, under Sections 2187 to 2190, inclusive, of the Revised Municipal Code of Chicago of 1905, for thirty (30) days.*

ALSO,

The following veto message:

MAYOR'S OFFICE,  
January 15, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable body, and published at page 2072 of the current printed Council Proceedings, granting authority to Jackson, Corbett Company to erect a steel structure across Mendell street, north of Canal place, for the purpose of operating a traveling crane.

I withhold my approval of the said order for the reason that there is no indication therein of a time for which the authority is granted; nor does the order provide that it shall be constructed and maintained in accordance with the rules of the Department of Public Works and under the supervision and to the satisfaction of the Commissioner of Public Works; nor is there any provision providing for revocation by the Mayor at any time.

As further reason for withholding my approval of said order, I call attention to the fact that there is no provision in said order for compensation; and, finally, privileges of this sort should be granted by ordinance.

I am informed that said Jackson-Corbett Company is at present engaged on structural work for the city and that the

structures described in said order are necessary for use in connection therewith. Therefore, in order to give the said company an opportunity of introducing an ordinance granting the said privileges, I would respectfully recommend that the vote by which the said order was passed be reconsidered, and that the said order be passed in the following amended form, without the usual reference to a committee:

*“Ordered,* That authority is hereby granted to Jackson, Corbett Company to erect and maintain for thirty (30) days a steel structure across Mendell street, north of Canal place, for the purpose of operating a traveling crane; the said structure and crane to be constructed, located and maintained in accordance with the rules of the Department of Public Works, and under the supervision and to the satisfaction of the Commissioner of Public Works; provided, that the authority and permission hereby granted may be revoked at any time after the date of the passage hereof, by the Mayor, at his discretion.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Hunter moved that the order be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Hunter moved the passage of the order as amended.

The motion prevailed.

The following is the order as passed:

*Ordered,* That authority is hereby granted to Jackson, Corbett Company to erect and maintain for thirty days a steel structure across Mendell street, north of Canal place, for the purpose of operat-

ing a traveling crane, the said structure and crane to be constructed, located and maintained in accordance with the rules of the Department of Public Works and under the supervision and to the satisfaction of the Commissioner of Public Works; provided, that the authority and permission hereby granted may be revoked at any time after the date of the passage hereof, by the Mayor, at his discretion.

The City Clerk submitted the following communication:

CITY CLERK'S OFFICE, }  
January 15, 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinances, which have been filed in this office since your last preceding meeting:

Acceptance and bond of Chicago & Alton Railway Company, under ordinance of December 11, 1905, for switch track.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Which was placed on file.

ALSO,

The following communication:

CITY CLERK'S OFFICE, }  
January 15, 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In conformity with an order passed December 11, 1905, I hereby make report of the failure on the part of Hearst's Chicago American to file acceptance and bond within the time prescribed, under ordinance of December 11, 1905, for two steam pipes underneath Franklin street.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Which was placed on file.

ALSO,

The following communication:

THE MURRAY F. TULEY MEMORIAL  
COMMITTEE OF THE IROQUOIS CLUB. }

CHICAGO, January 8, 1906. }

*City Council of the City of Chicago,  
Chicago, Ill.:*

GENTLEMEN—The Iroquois Club has arranged to hold a memorial service in honor of the late Judge Murray F. Tuley on Sunday, the 11th day of February, 1906, at 2 o'clock P. M., at the Auditorium.

The members of the Council are cordially invited to participate in this service.

You are requested to select five members of your Council to act as vice presidents of this meeting.

Tickets for seats on the platform will be mailed to the persons so selected.

Yours very truly,

THE MURRAY F. TULEY MEMORIAL COM-  
MITTEE OF THE IROQUOIS CLUB.

By J. W. ECKHART,

*Chairman.*

HENRY M. HAGAN, *Secretary.*

Ald. McCormick (21st ward) moved that His Honor, the Mayor, be authorized to appoint a committee of five in conformity to the foregoing request.

The motion prevailed.

ALSO,

The following communication:

TENTH WARD TAX-  
PAYERS' ASSOCIATION. }

CHICAGO, January 8, 1906. }

*To the Mayor and City Council, City of  
Chicago:*

GENTLEMEN—At a meeting of this Association, held on the 5th instant, a resolution was passed severely criticising the City Council for deferring, against public sentiment, the operation of the wide tire ordinance.

That this ordinance was passed two and one-half years ago, after due, careful and

thorough consideration by able men, and is the only safeguard for the preservation of our costly pavements, and that similar, and in some cases more stringent, laws exist in many other progressive cities in this country and Europe, and that no exceptions should be made in favor of the wealthy team-owners, and that when laws are passed touching the purses of the small house-owners, no consultation is held as to whether the law shall become operative or not;

That justice and public sentiment demand fair play; and that the Mayor and City Council be urged to enforce Sections 2110, 2111, 2112 and 2113 of the Laws and Ordinances of the City of Chicago pertaining to wide tires.

Respectfully,

T. ZAHOUR,

*President.*

J. P. MERTLIK, *Secretary.*

Which was placed on file.

ALSO,

The following communication and resolution:

COOK COUNTY WOMAN'S  
CHRISTIAN TEMPERANCE UNION. }  
January 15, 1906. }

*To the Honorable Mayor Dunne and Mem-  
bers of the City Council of Chicago:*

GENTLEMEN—At a mass meeting under the auspices of Cook County Woman's Christian Temperance Union, held in Willard Hall today, the enclosed resolution was unanimously adopted by a rising vote.

Respectfully,

MRS. EMILY M. HILL,

*President.*

MRS. SARAH B. FISK,

*Corresponding Secretary.*

WHEREAS, The City Council, at its session Monday night, January 8, by unanimous vote, named one of the city parks for one of the brewers of the city, thus honoring a business which already has monuments all over the city to perpetu-

ate its blighting influence in the ruined homes, the wrecked lives, the blasted hopes of its victims, and broken hearts, and destitute condition of their wives, sisters, mothers and children; and

WHEREAS, Our own State and every State in the Union has laws upon the statute books requiring the harmful effects of alcohol upon the human system to be taught in every public school.

*Resolved*, Therefore, that we, the members of Cook County Woman's Christian Temperance Union, in mass meeting assembled, do most earnestly protest against the naming of any of the parks, buildings, or other public property for any person engaged in a business, the product of which is destructive of the morals and happiness of the people whose comfort, happiness and welfare should be the first concern of the lawmakers of our city. We, therefore, earnestly request that the ordinance naming one of the parks—"Schoenhoffen Park"—be repealed by the City Council of Chicago, and that copies of this resolution be sent to the Mayor and City Council and given to the press.

Which was, on motion of Ald. Pringle, referred to the Committee on Street Nomenclature.

ALSO,

The following communication:

*To the City Council of the City of Chicago:*

GENTLEMEN—The set of resolutions so beautifully expressed and inscribed is deeply appreciated by myself and family. The interests of the city were always very dear to Mr. Rawleigh, and he rejoiced in her progress and success.

My family join me in sincere thanks for the memorial commemorating his services. I am

Very truly yours,

MRS. JAMES T. RAWLEIGH.

727 Washington Boulevard.

Which was placed on file.

ALSO,

The claim of Fred Hewson, for damage to property, which was

Referred to the Committee on Finance.

ALSO,

A request of the Illinois & Western Railroad for an ordinance granting permission to cross certain alleys and streets, which was

Referred to the Committee on Streets and Alleys, West Division.

ALSO,

A report of the Chicago Relief and Aid Society for the year ending October 31, 1905.

Which was placed on file.

ALSO,

The quarterly report of the Chicago Police Pension Fund.

Which was placed on file.

ALSO,

The report of the Harbor Commission of the City of Chicago.

Which was placed on file.

The Corporation Counsel submitted the following communication:

OFFICE OF THE  
CORPORATION COUNSEL,  
CHICAGO, January 15, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—At the meeting of your Honorable Body of December 11, 1905, the following order was passed (which appears at page 1845 of the current printed Council Proceedings):

*Ordered*, That the Corporation Counsel be and he is hereby directed to render a written opinion to the City Council as to the right of a restaurant keeper to serve liquor without a license where such liquor is brought from a licensed saloon or dram-shop and served in the restaurant, which is conducted in connection with the saloon, or distinct from the saloon."

Section 1337 of the Revised Municipal Code of 1905 requires an application for a license to keep a dram-shop, and, among other provisions, contains the following:

"Such application shall also specifically describe the room or rooms in which it is proposed to conduct and maintain such saloon or dram-shop. No license shall be issued for the keeping of any saloon or dram-shop where more than one room is to be used, unless all the rooms which it is intended to use are directly connected, adjacent and contiguous with and to each other, and upon the same floor; and every license issued for a saloon or dram-shop shall describe and define with certainty the room or rooms in which such saloon or dram shop is to be conducted or maintained. No person licensed to keep a saloon or dram-shop shall be permitted to sell, give away, or otherwise dispose of any intoxicating liquor of any kind whatsoever at any place other than the place specifically described in his license, whether such place be in the same building or not."

It seems to me the foregoing language needs little construction. It is as plain as it could very well be written. No person, under the Revised Code, has any right to sell or give away liquor in a restaurant unless he himself has been licensed to keep a saloon or a dram-shop. The fact that he may obtain liquor, which he is disposing of, from a dram-shop conducted by some other person under a license authorizing him to keep such dram-shop, cannot avail a restaurant keeper to escape the penalties fixed by the ordinance.

Liquor can be sold in no room which is not described in the application for a license.

In the foregoing order your Honorable Body refers to a "restaurant distinct from the saloon." Section 1337 of the ordinance, which was quoted above, requires that the rooms in which liquor is sold shall be connected, adjacent and contiguous with and to each other, and upon the

same floor of the building; but it does not authorize any licensee to conduct two separate and distinct dram-shops or saloons under a single license, even if he designates one of them a "restaurant." Whether a person is carrying on one or two saloons is a question of fact, depending on the circumstances of each particular case. (*Malikan v. City of Chicago*, 217 Ill., 471.) No hard and fast rule can be laid down which will meet every case. In my opinion, one licensed to keep a dram-shop may not, under a single license, sell liquor both in a barroom and a restaurant which are located upon the same floor or level, if they are operated as distinct places, merely because they are connected, etc.

Very respectfully yours,

MACLAY HOYNE,

*Acting Corporation Counsel.*

Which was placed on file.

The Commissioner of Public Works submitted the bond of Patrick Cotter as bridge tender at North Avenue Bridge in the penal sum of \$5,000, with Eliza Lindt and M. H. Foley as sureties.

Ald. Jones moved the approval of the bond.

The motion prevailed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.



ALSO,

The bond of Edward R. Diederich as Inspector of Gas Meters and Gas, in the penal sum of \$10,000, with the National Surety Company as surety.

Ald. Jones moved the approval of the bond.

The motion prevailed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

ALSO,

The official bond of Peter Bartzen as Commissioner of Buildings, in the penal sum of \$25,000, with the National Surety Company as surety.

Ald. Jones moved the approval of the bond.

The motion prevailed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer,

Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

The Board of Local Improvements presented the following communication:

BOARD OF LOCAL IMPROVEMENTS, }  
January 15, 1906.

*To the Honorable, the Mayor, and Members of the City Council:*

GENTLEMEN—We herewith submit an ordinance for the improvement of LaSalle street from Archer avenue to Thirty-ninth street, together with the estimate of the Engineer.

The cost of this improvement as estimated exceeds the sum of one hundred thousand (\$100,000.00) dollars, and should, in accordance with Section 11 of the Board of Local Improvement Act, be referred to the proper committee and published in the proceedings of the Council in full at least one week before any final action is taken thereon.

Respectfully submitted,

BOARD OF LOCAL IMPROVEMENTS.

By JOHN A. MARY,  
Secretary.

## RECOMMENDATION, ESTIMATE AND ORDINANCE.

### RECOMMENDATION BY BOARD OF LOCAL IMPROVEMENTS.

*To the Mayor and Aldermen of the City of Chicago, in City Council Assembled:*

We hereby submit an ordinance for the improvement, adjusting sewers, catch basins and manholes, constructing new catch basins, plastering curb walls, constructing granite concrete gutters and a granite concrete combined curb and gutter on cinders, grading and paving with asphalt on six inches of Portland cement concrete, swept with natural hydraulic cement, the roadway of La Salle street, from the southeasterly line of Archer avenue to the north line of 39th street. and also the roadways of all inter-

secting streets and alleys extended from the curb line to the street line produced on each side of said La Salle street, between said points (except the intersections of 22d street, 23d street, 25th street, 26th street, 27th street, 29th street 30th street, 31st street, 33d street and 37th street with LaSalle street, and also except street railway rights of way thereon between said points), in the City of Chicago, County of Cook and State of Illinois, together with an estimate of the cost of said improvement, and recommend the passage of said ordinance, and the making of the improvement contemplated therein.

Respectfully submitted,

GEO. A. SCHILLING,

CYRIL R. JANDUS,

JOHN MINWEGEN,

N. S. BUDZBAN,

JOHN A. MAY.

*Board of Local Improvements of the City of Chicago.*

Dated, Chicago, January 15, A. D. 1906.

#### ESTIMATE OF ENGINEER.

*To the Board of Local Improvements of the City of Chicago, and to the Mayor and Aldermen of the City of Chicago, in City Council Assembled:*

The Board of Local Improvements of the City of Chicago having adopted a resolution that the roadway of La Salle street, from the southeasterly line of Archer avenue to the north line of 39th street, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said La Salle street, between said points (except the intersections of 22d street, 23d street, 25th street, 26th street, 27th street, 29th street, 30th street, 31st street, 33d street and 37th street with La Salle street, and also except street railway rights of way thereon, between said points), have its sewers, catch basins and manholes adjusted, new catch basins constructed,

curb walls plastered, granite concrete gutters and a granite concrete combined curb and gutter constructed on cinders, be graded and paved with asphalt on six inches of Portland cement concrete, swept with natural hydraulic cement, and presented to the City Council of the City of Chicago a recommendation that such local improvement be made.

I hereby submit an estimate of the cost of such improvement, including labor, materials and all other expenses attending the same, as provided by law, viz:

#### *Estimate.*

Curb walls plastered, 610 lineal feet at 30 cents.....\$	183.00
Granite concrete gutters on cinders, 610 lineal feet at 40 cents.....	244.00
Granite concrete combined curb and gutter on cinders, 20,534 lineal feet at 70 cents	14,373.80
Paving with asphalt on 6 inches of Portland cement concrete, swept with natural hydraulic cement, 41,980 sq. yds. at \$2.50....	104,950.00
Adjustment of sewers, catch basins and manholes and constructing 30 new catch basins .....	3,749.20
<b>Total .....</b>	<b>\$123,500.00</b>

And I hereby certify that in my opinion the above estimate does not exceed the probable cost of the above proposed improvement.

C. D. HILL,

*Engineer of the Board of Local Improvements.*

Dated, Chicago, January 15, A. D. 1906.

#### AN ORDINANCE

For the improvement, adjusting sewers, catch basins and manholes, constructing new catch basins, plastering curb walls, constructing granite concrete gutter flags, constructing a granite

concrete combined curb and gutter, grading and paving of the roadway of La Salle street, from the southeasterly line of Archer avenue to the north line of 39th street, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said La Salle street, between said points (except the intersections of 22d street, 23d street, 25th street, 26th street, 27th street, 29th street, 30th street, 31st street, 33d street and 37th street with said La Salle street, and also except street railways rights of way thereon between said points), in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That a local improvement shall be made within the City of Chicago, in said County and State, the nature, character, locality and description of which local improvement is as follows, to-wit:

That the roadway of La Salle street, from the southeasterly line of Archer avenue to the north line of 39th street, said roadway being thirty-eight feet in width, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said La Salle street, between said points, except as hereinafter specifically provided, be and the same are hereby ordered improved as follows:

The curb walls now in place on each side of said roadway of said La Salle street, between said points (except the intersections of 22d street, 23d street, 25th street, 26th street, 27th street, 29th street, 30th street, 31st street, 33d street and 37th street with said La Salle street), shall be plastered on their street face from the top surface down for the space of five feet. The plaster to be used shall be made with the best quality of Portland cement and clean, coarse, sharp sand, mixed in the proportion of one part

cement and two parts sand. The sand and the cement shall be first thoroughly mixed dry and then moistened with water to form a thick mortar, which shall be spread upon the face of said curb walls in an even layer one-half inch in thickness.

Adjoining the roadway face of said curb walls between said points shall be constructed granite concrete gutter flags, eighteen inches in width and five inches in thickness, to be made as hereinafter described.

A granite concrete combined curb and gutter shall be constructed on each side of said roadway of said La Salle street, between said points (except the intersections of 22d street, 23d street, 25th street, 26th street, 27th street, 29th street, 30th street, 31st street, 33d street and 37th street with said La Salle street, and except across the roadways of all other intersecting streets and all the intersecting alleys between said points, and also except where curb walls now exist between said points), in such a manner that the roadway face of the curb shall be parallel with and nineteen feet from the center line of said La Salle street; and a granite concrete combined curb and gutter shall be constructed on each side of the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said La Salle street between said points (except the intersections of 22d street, 23d street, 25th street, 26th street, 27th street, 29th street, 30th street, 31st street, 33d street and 37th street with said La Salle street) in such a manner that the roadway face of the curb shall conform with the curb line on each side of all said intersecting streets, and in such a manner that the back of the curb shall conform with the alley lines produced on each side of all said intersecting alleys between said points.

Said combined curb and gutter and said gutter flags shall be made as follows, to-wit: The concrete to be used shall consist of the best quality of

Portland cement mixed with fine crushed granite in the proportion of one part cement and two parts fine granite, into which shall be incorporated four parts of broken granite of a size to pass through a ring of one inch internal diameter. The cement shall be mixed thoroughly with fine crushed granite, after which it shall be moistened with water to form a mortar, and into which shall be incorporated the four parts of broken granite as specified above and rammed into forms until solid.

The material to be used in finishing the surface of said combined curb and gutter and said gutter flags shall consist of the best quality of Portland cement mixed with finely crushed granite, in the proportion of two parts cement and three parts granite, which, after being moistened with water to form a mortar, shall be evenly spread over the surface of said combined curb and gutter and said gutter flags to a thickness of three-eighths of an inch, and so as to insure a smooth and even surface on the face of the curb and gutter flags, after being evenly trowelled and finished with a broom.

The curb shall be seven inches thick and the height at the back shall vary from seventeen inches at the catch basin inlets to nine inches at the summits, and the gutter flags shall be eighteen inches in width and five inches in thickness. The upper roadway edge of the curb shall be rounded to a true arc of a circle having a radius of one and one-half inches.

Said combined curb and gutter and said gutter flags shall be constructed upon a bed of cinders six inches in depth, after being flooded with water and thoroughly compacted to an even surface, and shall be back filled with earth free from animal or vegetable matter. Said filling to be four feet wide at the top of the curb and even therewith and shall slope down at the rate of one and one-half feet horizontal to one foot vertical.

Said combined curb and gutter and said gutter flags shall be so constructed that the upper surface of the gutter flags shall conform to the surface of the finished roadway as hereinafter described, and the top edge of the curb shall coincide with the grade of said La Salle street between said points, which grade is hereby established as follows, to-wit:

Intersection of Archer avenue, 8.8 feet above datum.

Intersection of 21st street, 12.4 feet above datum.

Intersection of 22d street, 12.4 feet above datum.

Intersection of 23d street, 11.6 feet above datum.

Intersection of 24th street, 12.0 feet above datum.

Intersection of 25th street, 12.0 feet above datum.

Intersection of 26th street, 13.0 feet above datum.

Intersection of 26th place, 13.0 feet above datum.

Intersection of 27th street, 13.3 feet above datum.

Intersection of 29th street, 13.5 feet above datum.

Intersection of 30th street, 14.0 feet above datum.

Intersection of 31st street, 14.0 feet above datum.

Intersection of 32d street, 14.0 feet above datum.

Intersection of 33d street, 14.0 feet above datum.

Intersection of 35th street, 16.5 feet above datum.

Intersection of 37th street, 16.3 feet above datum.

Intersection of 38th street, 16.0 feet above datum.

Intersection of 39th street, 16.5 feet above datum.

The above heights as fixed shall be measured from the plane of low water in Lake Michigan of A. D. 1847, as estab-

lished by the Trustees of the Illinois and Michigan Canal, and adopted by the late Board of Drainage Commissioners and by the late Board of Public Works of the City of Chicago, and now represented by the ordinance of July 11th, A. D. 1898, relating to the corrected elevation of the Old Lind Block bench mark, which determines the base or datum for city levels.

The said roadway of said La Salle street between said points, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said La Salle street between said points (except the intersections of 22d street, 23d street, 25th street, 26th street, 27th street, 29th street, 30th street, 31st street, 33d street and 37th street with said La Salle street, and also except any and all space occupied and used as street railway rights of way thereon between said points, which rights of way are by the ordinances granting them agreed to be paved and kept in repair by the railway companies owning, operating and controlling the same), shall be so graded that after being thoroughly puddled, and rolled with a roller of ten tons weight until the roadbed is thoroughly compacted, and after the pavement hereinafter described shall have been placed thereon, the surface of the pavement at the center of the finished roadway of said La Salle street and the center of the finished roadways of all intersecting streets extended from the curb line to the street line produced on each side of said La Salle street, except where the roadways are occupied by street railway rights of way, shall coincide with the established grade of said La Salle street herein before described, and where said roadways are occupied by street railway rights of way, the entire width of all such rights of way shall coincide with the established grade hereinbefore described, and the surface of the said finished roadway at the summit in the gutter between catch basins and adjoining the roadway face of the curb and curb walls shall be four

inches below said established grade, and the surface of the finished roadway at the catch basin inlets in the gutters adjoining the roadway face of the curb and curb walls shall be twelve inches below said established grade.

The slope of the gutters adjoining the roadway face of said curb and said curb walls shall be uniform from the summits to the catch basins, and a transverse section of said finished roadway and said gutter flags, where the same is not occupied by street railway rights of way, shall be an arc of a circle passing through the said gutter grades and the grade of the center of said finished roadway, and a transverse section of said finished roadway and said gutter flags where the same is occupied by street railways rights of way, shall be an arc of a circle passing through the said gutter grades and the established grade of the street at each side of said street railway rights of way, at every part of said La Salle street and at every part of all intersecting streets between said points.

The surface of the finished pavement in all intersecting alleys hereinbefore specified shall be four inches below the top of the curb on each side of said alley intersections, at the street line produced, of said La Salle street, and shall slope thence at a uniform grade to its intersection with the gutter hereinbefore described.

Upon the roadbed thus prepared between said points and between said gutter flags shall be spread a layer of Portland cement concrete six inches in thickness. The cement to be used shall be so ground that ninety-two per cent will pass through a standard number 100 sieve having 10,000 meshes per square inch.

Briquettes made from a mortar composed of one part cement and three parts torpedo sand, exposed to the air for one day, and immersed in water for six days, shall develop an ultimate tensile strength of 200 pounds per square inch.

One part cement will stand the

above test and comply with the above requirements, and three parts of torpedo sand shall be thoroughly mixed dry, and then made into a mortar with the least possible amount of water.

Seven parts of the best quality of limestone, or other stone which shall be equal in quality for concrete purposes, of a size that will pass through a ring of two inches internal diameter and be held on a ring of one-half inch internal diameter, all of which stone shall be thoroughly cleaned, free from all foreign substances and drenched with water, shall then be incorporated immediately with the mortar; each batch of concrete shall be thoroughly mixed and at once spread upon the surface of said roadbed, and thoroughly compacted by ramming until free mortar appears on the surface. The surface of said layer of concrete shall be parallel with and three and one-half inches below the top of the finished pavement.

Upon the concrete foundation as above specified shall be laid a "binder" course, composed of broken limestone of a size known as "small concrete" and asphaltic cement. The stone shall be heated and thoroughly mixed with the asphaltic cement in the proportion of fifteen gallons of asphaltic cement to one cubic yard of stone. This binder shall be spread on the base above described, and, while in a hot and plastic condition, shall be rolled until it has a uniform thickness of one and one-half inches. The upper surface shall be exactly parallel with and two inches below the finished surface of the pavement.

Upon this "binder" course shall be laid a wearing surface or pavement proper, which shall be composed of asphaltic cement seventeen parts, sand seventy-three parts and pulverized carbonate of lime ten parts. The sand and asphaltic cement shall be heated separately to a temperature of three hundred degrees Fahrenheit. The pulverized carbonate of lime shall be mixed with the sand, and these ingredients then

mixed with the asphaltic cement at the above temperature in an apparatus which shall effect a perfect mixture.

All asphaltum used in the making of the asphaltic cement for both the binder and the wearing surface shall be asphaltum obtained from Pitch Lake in the Island of Trinidad, or asphaltum which shall be equal in quality for paving purposes to that obtained from Pitch Lake in the Island of Trinidad.

The material for pavement, when mixed as above, shall be spread at a temperature of two hundred and fifty degrees Fahrenheit. It shall be carefully spread by means of hot iron rakes in such manner as to give uniform and regular grade to such a depth, that after having received its ultimate compression, it will have a thickness of two inches.

The entire surface of the roadway thus improved shall then be compressed by hand rollers, after which natural hydraulic cement in the proportion of one barrel to each one thousand square yards of surface shall be swept over it, and the whole then thoroughly compressed by rolling with a steam roller of ten tons weight, the rolling being continued for five hours for each one thousand square yards of surface.

Thirty new catch basins shall be constructed and connected, and trapped with the sewer in La Salle street and located in the roadway of said La Salle street at necessary points adjacent to the curb lines. Each of said catch basins shall be seven feet two inches deep, measuring from the top of the brickwork, and shall have an internal diameter of four feet at the bottom and to a plane five feet above and parallel therewith. The walls of said catch basins shall be eight inches thick and shall be built of two courses of sewer brick laid edgewise in perpendicular courses, except as hereinafter provided, upon a floor of pine plank two inches in thickness. The top of each of said catch basins shall decrease to two feet internal diameter, being drawn in by

means of nine header courses, the diameter being decreased uniformly for each course.

Each of said catch basins shall be connected with the sewer with vitrified tile pipe of nine inches internal diameter and shall be trapped with a half trap also of vitrified tile pipe of nine inches internal diameter. The connection with the sewer where said sewer is of brick shall be made in such a manner that the top of the nine-inch pipe shall be at the elevation of the center of said sewer, and the connection with the sewer where said sewer is of vitrified tile pipe shall be made by means of a fifteen inches by nine inches "Y" branch where said sewer is of fifteen inches internal diameter, and by means of a twelve inches by nine inches "Y" branch where said sewer is of twelve inches internal diameter. The said trap of each of said catch basins shall be set so that the elevation of the bottom of the inside of the same shall be three feet six inches above the floor of the catch basin.

All brick work and the joints of the vitrified tile pipe above referred to shall be laid in the best quality of natural hydraulic cement mortar, composed of one part natural hydraulic cement and two parts clean, sharp sand.

Each of said catch basins shall be provided with a cast-iron cover, with a projecting lip to receive the water from the gutters, each of which covers shall weigh four hundred and seventy pounds and shall be of the same size and pattern as those used in new work by the City of Chicago during the year 1902. Each of said cast-iron covers shall be set so that the top of the same shall coincide with the finished surface of the pavement hereinbefore described.

The nine-inch vitrified tile pipe specified above shall be straight, smooth and sound, thoroughly burned, well glazed, and free from lumps and other imperfections, and the standard of thickness shall be seven-eighths of an inch.

That the several manholes and catch

basins located along the line of said improvement shall be raised or lowered as may be necessary to make them conform to the finished roadway of said La Salle street as above specified.

Said work to be done under the superintendence of the Board of Local Improvements of the said City of Chicago.

SECTION 2. That the recommendation of the Board of Local Improvements of the City of Chicago, providing for said improvement, together with the estimate of the cost thereof made by the Engineer of said Board, both hereto attached, be and the same are hereby approved.

SECTION 3. That said improvement shall be made and the whole cost thereof be paid for by special assessment in accordance with an act of the General Assembly of the State of Illinois, entitled, "An act concerning local improvements," approved June 14th, A. D. 1897, and the amendments thereto.

SECTION 4. That the aggregate amount herein ordered to be assessed against the property, and also the assessment on each lot and parcel of land therein assessed shall be divided into five installments in the manner provided by the statute in such cases made and provided, and each of said installments shall bear interest at the rate of five per centum per annum according to law until paid.

SECTION 5. And for the purpose of anticipating the collection of the installments of said assessments for said improvement, bonds shall be issued payable out of said installments bearing interest at the rate of five per centum per annum, payable annually, and signed by the Mayor and by the President of the Board of Local Improvements, countersigned by the City Comptroller and attested by the City Clerk under the corporate seal of the City of Chicago. Said bonds shall be issued in accordance with, and shall in all respects conform to the provisions of the act of the General Assembly of the State of Illinois, entitled, "An act concerning local improvements," approved

June 14th, A. D. 1897, and the amendments thereto.

**SECTION 6.** That the Attorney said Board be and he is hereby directed to file a petition in the County Court of Cook County, Illinois, in the name of the City of Chicago, praying that steps may be taken to levy a special assessment for said improvement in accordance with the provisions of this ordinance and in the manner prescribed by law.

**SECTION 7.** That all ordinances or parts of ordinances conflicting with this ordinance be and the same are hereby repealed.

**SECTION 8.** This ordinance shall be in force from and after its passage.

Which was referred to the Committee on Streets and Alleys, South Division.

**ALSO,**

A report and ordinance establishing the grades of sundry streets.

By unanimous consent, the ordinance was put upon its passage and passed by yeas and nays as follows:

**Yeas**—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

**Nays**—None.

Ald. Badenoch presented the following resolution:

**WHEREAS**, In the death of William Rainey Harper Chicago has lost one who has been acclaimed her first citizen, who, in the founding and building of a uni-

versity already ranking with the best in the world, an achievement unparalleled in history in so short a time, has builded his own and Chicago's greatest monument; and

**WHEREAS**, In the loss of this great teacher, whose spirit was as broad as the world itself, and whose scope in action reached from the most simple things of everyday life to the highest ideals to which the human mind has ever aspired, whose service on the city's Board of Education has left an impress of lasting value through all our public school system, and whose attention to and fulfillment of all the demands of enlightened Christian citizenship was always given with marvelous generosity, leaving an example of a life of faithfulness and achievement, the memory of which will shine as one of the brightest "stars in the firmament forever;" therefore, be it

**Resolved**, By the City Council of the City of Chicago, that we greatly deplore the untimely death of this great and good man, and hereby tender our heartfelt sympathy to his aged mother and family in this hour of their great bereavement; and, further, be it

**Resolved**, That, in recognition of his incomparable services to our city and to humanity, a copy of these resolutions be spread on the records of the city, and a copy of the same be duly engrossed and presented his family in this hour of their great sorrow.

Ald. Badenoch moved the adoption of the resolution by a rising vote.

The motion prevailed.

**All Matters Presented by the Aldermen, also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

#### **FIRST WARD.**

Ald. Coughlin presented an ordinance granting Union League Auxiliary Asso-



ciation permission to construct a canopy over sidewalk at premises No. 112 Jackson boulevard, which was

Referred to the Committee on Streets and Alleys, South Division.

## SECOND WARD.

Ald. Dixon presented the claim of A. B. Dewey for rebate of water tax, which was

Referred to the Committee on Finance.

Ald. Dixon presented an order directing the Commissioner of Buildings to issue permit to the Pekin Theater to remodel their building at 2700-02 State street, which was

Referred to the Committee on Building Department.

Ald. Dixon presented the following resolution:

WHEREAS, The community is saddened, shocked and horrified by the atrocious murder of a beautiful and accomplished young woman; and

WHEREAS, This is but one of a series of similar brutalities; and

WHEREAS, Chief of Police Collins is reported to have said: "If the police force were increased by 1,000 men, I would undertake to keep the streets clear of all hoodlums and degenerates."

*Resolved*, That, with all confidence in the courage and efficiency of the present police force, we petition the City Council to grant Chief Collins' request by furnishing the 1,000 additional patrolmen at once, even if the expense shall be provided by private subscription, for we believe the community will soon demonstrate that the sacredness of human life is more highly estimated than dollars and cents.

FIRST M. E. CHURCH,  
DR. J. P. BUSHINGHAM,  
SENATOR GEORGE W. DIXON,  
JOHN FARSON,  
HORACE GOODRICH,  
G. W. IRVING,  
COL. E. M. CORWIN,

*Committee.*

Which was ordered published and referred to the Committee on Finance.

## THIRD WARD.

Ald. Pringle presented an ordinance granting permission to Thayer & Co. to lay down pipe across Shields avenue, north of Thirty-third street, to convey steam, which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. Pringle presented an ordinance amending Sections 2393, 2441 and 2443 of the Revised Municipal Code of 1905 in re. water meters, shut-offs, etc., which was

Referred to the Committee on Water Department.

Ald. Pringle presented an ordinance amending Sections 2240 and 2453 of the Revised Municipal Code of Chicago of 1905, in re. the purchase of supplies, which was

Referred to the Committee on Water Department.

Ald. Pringle presented an ordinance amending Section 2383 of the Revised Municipal Code of Chicago of 1905, in re. water shut-off boxes, which was

Referred to the Committee on Water Department.

Ald. Foreman moved that the claim of Julius Moses, placed on file December 18, 1905, be taken from files and be referred to the Committee on Finance.

The motion prevailed.

## FOURTH WARD.

Ald. Richert presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place two boulevard gas lamps in front of Raymond Chapel, northeast corner of 31st street and Poplar avenue.

Which was on motion duly passed.

**SIXTH WARD.**

Ald. Potter presented an ordinance vacating Evans avenue, from 49th to 50th streets, which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. Young moved that a certain ordinance placed on file, June 27th, 1904, page 735, of Council Proceedings, in re. regulating and licensing restaurants, be taken from the files and re-referred to the Committee on Health Department.

The motion prevailed.

Ald. Young moved that the ordinance granting permission to the Illinois District Telegraph Company and the American District Telegraph Company to lay wires, etc., deferred and published January 8, 1906, page 2078, be re-referred to the Committee on Gas, Oil and Electric Light.

The motion prevailed.

**SEVENTH WARD.**

Ald. Bennett presented the following orders:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to make the following transfers in the appropriation of the Department of Public Works

From Account 34 O-1 (work done for Board of Local Improvements) to Account 34 H-2 (City Engineer's Office Expense) .....	50.00
From Account 42, Ext. 27 (New S. W. Land and Lake Tunnel) to Account 42 A-7 (City Engineer's Office Expense) .....	450.00
From Account 42 R. R. (maintenance of Tunnel Plants) to Account 42 ZZ-5 (Transportation Account Water Fund) .	1,000.00
From Account 42 Ext. 10 (Hydrant Rings and Covers) to Account 42 Ext. 9 (Hydrant and Stop Valve Castings) ....	450.00

From Account 42 Ext. 42 (Water Pipe Extension, Feeder Mains, North, West and South Sides) .....	4,000.00
To Account 42 TT-4 (W. P. Ext'n., Misc., Repairs and Maintenance) .....	2,000.00
To Account 42 Ext. 2 (W. P. Ext'n., Misc., Construction) ..	2,000.00
From Account 34 AA-6 (Restoration of Streets) .....	3,400.00
From Account 34 P-1 (Bureau of Streets, Office Salaries) ...	100.00
From Account 34 P-2 (Bureau of Streets, Inspectors) .....	200.00
From Account 34 Q-1 (Salaries of Ward Superintendents) ...	100.00
From Account 34 Q-2 (Steam Roller) .....	100.00
To Account 34 I-1 (Bridge Repairs) .....	3,900.00

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to make the following transfers in the appropriation of the Department of Public Works:

From Jackson Park Avenue	
dd. 21, Salaries .....	\$ 6,400.00
From Jackson Park Avenue	
dd. 23, Supplies .....	1,000.00
From Snow Dumps .....	2,000.00
From Yard Rentals .....	3,000.00
<b>Total .....</b>	<b>\$12,400.00</b>
To First Ward .....	\$ 3,400.00
To Eighteenth Ward .....	3,050.00
To Nineteenth Ward .....	700.00
To Twentieth Ward .....	850.00
To Twenty-first Ward .....	500.00
To Twenty-sixth Ward .....	700.00
To Twenty-seventh Ward .....	1,400.00
To Thirty-third Ward .....	1,800.00

**Total .....** \$12,400.00  
in accordance with the recommendation and request of the Commissioner of Public Works, dated December 22d, 1905, and attached hereto.

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to the several officers and

employees of the City of Chicago, on account of their salaries and compensation, respectively, for the month of January, 1906, seventy-five (75) per cent of the amount per month authorized to be paid for the fiscal year ending December 31st, 1905, subject, however, to such changes as may be made in such salaries and compensation by the general appropriation ordinance for the fiscal year of 1906. All reductions which shall be made by said general appropriation ordinance to be charged against the salary and compensation for the month of February, 1906, of the person whose pay may be reduced, and the Comptroller shall also pay the necessary current expenses of the City Departments until the passage of the appropriation bill for 1906.

*Ordered,* That an order passed December 11th, 1905, as shown at page 1875 of the Council Proceedings, directing the Commissioner of Public Works to lay a 16-inch water main in 38th street and in Centre avenue, be amended so as to provide for the laying of a 12-inch water main instead of a 16-inch water main, in accordance with the recommendation of the Commissioner of Public Works, dated January 2d, 1906, attached hereto.

*Ordered,* That an order passed by this Council April 6th, 1905, and amended September 25th, 1905, directing the transfer of one hundred and seventy and ninety-five one-hundredths (\$170.95) dollars to the credit of Warrant 8151, and its payment to the Illinois Central Railroad Company upon presentation of original special assessment receipts, be and the same is hereby amended by striking out the words "transfer from the old law special assessment fund." and inserting in lieu thereof the words "transfer from the Corporate Fund."

WHEREAS, The City Council of the City of Chicago, on October 16, 1905, on the recommendation of the Commissioner of Public Works, passed an order authorizing and directing the Commissioner of Public Works to voucher the expense of installation of boilers and pump, and

operation of same for pumping from eleven-foot sewer in Jackson Park avenue at 73d street against a certain appropriation; and

WHEREAS, No provision was made in said order for letting said contract without advertising, as was necessary, and in accordance with the recommendation of said Commissioner; it is therefore

*Ordered,* That the said order of the City Council passed on October 10, 1905, and appearing on page 1214 of Council Proceedings, authorizing the Commissioner of Public Works to voucher the expense of installation of boilers and pump and operation of same for pumping from eleven-foot sewer in Jackson Park avenue at 73d street be and the same is hereby amended so as to read as follows:

*"Ordered,* That the Commissioner of Public Works be and he is hereby authorized and directed to let the contract without advertising for the installation of boilers and pump and operation of same for pumping from eleven-foot sewer in Jackson Park avenue at 73d street, and the said Commissioner is hereby further authorized and directed to voucher the expense for such installation and operation of said boilers and pumps against the appropriation "For Jackson Park Avenue Sewage Pumping Station Coal, \$3,748.50," and the Comptroller is ordered to pay the same from said appropriation, in accordance with the recommendation of the Commissioner of Public Works attached hereto."

*Ordered,* That the City Comptroller be and he is hereby authorized and directed to transfer from Fund 5C, Prosecuting Attorney's office, to Fund 5B, Prosecuting Attorney's office, the sum of two hundred sixty and ninety-three one-hundredths (\$260.93) dollars.

*Ordered,* That the City Comptroller be and he is hereby authorized and directed to transfer from Fund 5A, Prosecuting Attorney's office, to Fund 5B, Prosecut-

ing Attorney's office, the sum of thirty-one and ninety-nine one-hundredths (\$31.99) dollars.

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to transfer in the appropriation for City Collector's office from Account "A-9" to Account "9-C" the sum of ninety-four and eighty-three one-hundredths (\$94.83), dollars, in accordance with the request of the City Collector attached hereto.

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to transfer in the appropriation for the Health Department from "Fund I, Public Baths, Salaries," one thousand (\$1,000) dollars, and from "Fund L, Ice, Meat and Food Inspection," seven hundred (\$700) dollars, to appropriation for "Miscellaneous," in accordance with the request of the Commissioner of Health, attached hereto.

Which were on motion duly passed.

Ald. Bennett presented the following order:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to issue cash warrants on the Treasurer for amounts as stated below, to be ordered by the heads of several departments named for the purpose of providing petty cash funds for the prompt administration of the affairs in the respective departments, said funds to be reimbursed by the rendering of regularly approved vouchers against appropriations for the said departments for 1906, at periods of not less than once a month, in accordance with the request of the City Comptroller, dated January 4, 1906, and attached hereto.

Comptroller's Office .....	\$1,000.00
City Attorney .....	2,000.00
Water Office .....	2,000.00
Business Agent .....	1,500.00
House of Correction.....	1,500.00
Police Department .....	750.00
City Collector .....	500.00
Street Department .....	500.00
Health Department .....	250.00

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race —67.

*Nays*—None.

Ald. Bennett presented the following order:

*Ordered*, That the Commissioner of Public Works be and is hereby authorized and empowered to enter into a contract, without advertising, for the furnishing of a boiler to be used for temporary purposes in the Sixty-eighth Street Pumping Station, as an emergency exists in this station requiring a temporary boiler. The cost of such boiler is not to exceed \$1,850.00. The City Comptroller is hereby directed and authorized to pay the amount incurred therein from the Water Fund.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

Ald. Bennett presented the claims of Street's Western Stable Car Line for rebate of water tax; of John G. Campbell for payment of special bond; of James Conlan for refund of special assessment, which were

Referred to the Committee on Finance.

Ald. Snow presented the following order:

WHEREAS, On December 17, 1900, an ordinance was passed setting apart for pedestrians only that part of an alley running from 61st place to 62d street parallel with and contiguous to the westerly line of the right of way of the Illinois Central Railway and parallel with and contiguous to the westerly line of Block two (2), O. A. Bogue's Subdivision, in the southeast quarter (S. E.  $\frac{1}{4}$ ) of Section fourteen (14), Township thirty-eight (38) North, Range fourteen (14), East of the Third Principal Meridian, and that all team traffic be excluded therefrom; and

WHEREAS, That part of said alley which was set apart for pedestrians is now being used more or less for team traffic, greatly to the discomfort and inconvenience of pedestrians; therefore, be it

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to place at either end of said alley iron posts that will effectively exclude all team traffic and not interfere with pedestrians.

Which was on motion duly passed.

Ald. Snow presented an ordinance in favor of A. B. Mulvey to maintain and operate two electric wires for lighting purposes across Michigan and Wabash

avenues south of Garfield boulevard, which was

Referred to the Committee on Streets and Alleys, South Division.

### EIGHTH WARD.

Ald. Jones presented the following order:

*Ordered*, That the City Clerk be and he is hereby directed to cancel and return to the Semet-Solvay Company the bond filed by said company under the ordinance passed July 18, 1904, as said company has not accepted said ordinance or done any work thereunder.

Which was on motion duly passed.

Ald. Moynihan presented the following order:

WHEREAS, During the past few weeks, the Commissioner of Health has served, or caused to be served, a great number of written notices upon the owners, occupants, agents or persons in possession or charge of lots or premises situated in the Eighth ward of the City of Chicago, upon which privy vaults are located, requiring them to clean the same and threatening the persons so notified in case of their neglect to comply with the said notices with prosecution under the city ordinances; and

WHEREAS, Further, there are now less than six (6) regularly licensed scavengers or cleaners of vaults engaged in the business of cleaning privy vaults and removing night soil within the City of Chicago, none of whom devote their attention to the Eighth ward exclusively; and

WHEREAS, Also, many of the said persons so notified by the said Commissioner of Health are willing and will be able to clean the said privy vaults concerning which complaint is made if given further time; therefore, be it

*Ordered*, That the Commissioner of Health be and he is hereby directed neither to serve nor cause to be served

any notices relating to the unclean or unsanitary condition of privy vaults located upon any premises situated within the said Eighth ward until the first day of April, 1906.

Which was on motion duly passed.

Ald. Moynihan presented the claim of Christian Weist for rebate of water tax, which was

Referred to the Committee on Finance.

Ald. Moynihan presented an order directing the Committee on Finance to enter into negotiations with McDonald and Brennan with a view to purchase their reducing plant at 35th street and Kedzie avenue, which was

Referred to the Committee on Finance.

#### NINTH WARD.

Ald Fick presented the following ordinance:

##### AN ORDINANCE

Granting permission to the receivers of the Chicago Union Traction Company to construct and operate double track curves at 18th and Halsted streets.

WHEREAS, on September 25, 1876, the City Council of the City of Chicago passed an ordinance granting to the Chicago West Division Railway Company permission and authority to lay down, operate and maintain an extension to the double track railway, with all necessary and convenient turn outs, turn tables, side tracks and switches, on South Halsted street, from Harrison street south to the south branch of the Chicago River, which said ordinance was confirmed and ratified by an ordinance passed by the same body on October 2, 1876; and

WHEREAS, By a subsequent ordinance passed by the City Council on July 30, 1883, entitled "An ordinance relating to the annual license fee to be paid by various street railway companies, and the manner of computing or arriving at the amount, and also extending the time for the operation of the several lines 20 years," as amended by an ordinance

passed August 6, 1883, the said ordinance granting the right to operate the said street car line on South Halsted street was extended for 20 years; and

WHEREAS, On December 7, 1885, the said City Council passed an ordinance granting to the Chicago West Division Railway Company permission and authority to construct, maintain and operate a double track street railway, with all of the necessary and convenient curves, side tracks, switches and turn tables, on 18th street connecting with the track on Halsted street as an extension thereof, thence westerly on and along 18th street to Blue Island avenue, for a period of 20 years from and after the passage and approval of said ordinance; and

WHEREAS, The said City Council on March 21, 1892, passed an ordinance granting to the West Chicago Street Railroad Company permission and authority to lay down, maintain and operate a single or double track street railroad with all necessary and convenient turn outs, side tracks and switches, on 18th street between State and Halsted streets, for a period of twenty years; and

WHEREAS, The ordinances aforesaid granting the said permission and authority to operate said tracks on South Halsted street and on 18th street west of South Halsted street, having expired by the terms thereof; and

WHEREAS, All of the tracks hereinbefore mentioned are now operated by the Receivers of the Chicago Union Traction Company, as assignees or successors of the grantees in the ordinances hereinbefore mentioned and also by virtue of certain orders and decrees entered by the United States Circuit Court of the Northern District of Illinois in cases lately pending in said Court, and known as cases Nos. 26727, 26729 and 26846; and

WHEREAS, Since the appointment of the said receivers of the Chicago Union

Traction Company who are now operating the said lines of street railway on South Halsted street and on 18th street, both east and west of South Halsted street as aforesaid, the said receivers have transferred the passengers on the said street railroad lines at the junctions of said streets; and

WHEREAS, The said receivers are desirous of supplementing the transfer system at the junctions of said streets by the construction of double track curves connecting the said South Halsted street line with the said 18th street line running west from South Halsted street, and the said 18th street line running east from South Halsted street, and desire to run cars directly over said lines, and

WHEREAS, No authority to construct such double track curves has been given to the said Receivers either by the ordinances aforesaid or by the orders of court aforesaid, under and by virtue of which they are now operating said lines; and

WHEREAS, It appears to the City Council that the property owners and residents of the territory adjoining said lines of railroad are desirous of the construction of said curves, and that the service of the said street railroad lines will be bettered by said improvements, and inasmuch as the lines in question are not and cannot be affected by the so-called "Ninety-nine Year Act" controversy; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to James H. Eckels and Marshall E. Sampsell, Receivers of the Chicago Union Traction Company, their successors and assigns, to lay down, construct and operate a double track curve connecting the line of railroad operated by them in South Halsted street with the line of railroad operated by them in West 18th street west of Halsted street, also to lay down, construct and operate a double track curve

connecting the line of railroad operated by them in South Halsted street with the line operated by them in West 18th street east of South Halsted street. Said double track curves shall be of standard gauge and shall be constructed under the direction and supervision of the Commissioner of Public Works, and to his satisfaction and approval.

SECTION 2. This permission and authority is hereby granted upon the condition that, if at any time in the future the City of Chicago shall take proceedings to acquire the ownership of the said street railroad lines mentioned in the said ordinances of September 25, 1876, October 2, 1876, July 30, 1883, August 6, 1883, December 7, 1885 and March 21, 1892, or either of them, or if the city may elect to cause the value of said lines, or any part thereof, to be ascertained by appraisalment or condemnation or otherwise, said valuation shall be made as though this grant had never been made and as though the lines mentioned and described in the said ordinances, were then, as now, operated without the said double track curves, provided for herein, and the double track curves hereby authorized to be laid, if so taken or appraised, shall be appraised in like manner, and under like conditions and restrictions, so that nothing resulting from the permission and authority hereby granted shall ever operate to appreciate the value of the said railway rights in said streets as now existing.

SECTION 3. This permission and authority shall continue until ..... unless sooner terminated as hereinafter mentioned, and shall, notwithstanding the provisions herein contained fixing a date for the termination thereof, terminate sooner at the election of the City Council of the City of Chicago if said City Council shall, by the passage of an ordinance at any time hereafter, declare its election so to terminate the same; and shall in like manner terminate

sooner if the Mayor of the City of Chicago shall so elect and shall notify said City Council of his said election; and upon the presentation to the City Council by the Mayor of a communication notifying said City Council that he has so elected to terminate the same, the rights and privileges by this ordinance conferred shall then and there forthwith expire.

**SECTION 4.** The rights and privileges hereby granted shall not in any manner impair, change or alter the now existing rights, duties and obligations of the said Receivers, the said Chicago Union Traction Company, the said West Chicago Street Railroad Company, the said Chicago West Division Railway Company and of the City of Chicago, nor shall the same operate as a waiver or surrender either by the City of Chicago or by the said Receivers, or the said Chicago Union Traction Company, or the said West Chicago Street Railroad Company, or the said Chicago West Division Railway Company of any of their respective claims; and the passage of this ordinance and the issuance of a permit authorizing the construction of the double track curves hereby authorized, and the work done thereunder, shall be without prejudice to either the City of Chicago or the said Receivers, or the said Chicago Union Traction Company, or the said West Chicago Street Railroad Company or the said Chicago West Division Railway Company.

**SECTION 5.** This ordinance shall take effect from and after the filing with the City Clerk of a written acceptance hereof, duly executed by the said Receivers of the Chicago Union Traction Company; provided, same be so accepted within thirty (30) days from the date of the passage of this ordinance.

Which was referred to the Committee on Local Transportation.

#### **TENTH WARD.**

Ald. Scully presented the petition of

the janitors of the various pumping stations for an increase of salary; petition of boiler washers and assistant boiler washers for an increase of salary; the claim of William Hirsch and L. W. Mason for issuance of new water pipe extension certificates, which were

Referred to the Committee on Finance.

Ald. Hurt presented an order for paving Blue Island avenue from 18th to 22d streets with long leaf yellow pine, kreodone creosote paving blocks on a six-inch foundation of portland cement concrete, which was

Referred to the Board of Local Improvements.

#### **ELEVENTH WARD.**

Ald. Cullerton presented the following order:

*Ordered,* That the Commissioner of Public Works be, and he is hereby authorized and directed to enter into an agreement with the Chicago, Burlington and Quincy Railroad Company for the construction of additional railroad tracks across the city's property at the Ashland avenue pumping station, in the following form:

**THIS AGREEMENT,** Made this..... day of January, 1906, between the CHICAGO, BURLINGTON AND QUINCY RAILROAD COMPANY, party of the first part, and the CITY OF CHICAGO, party of the second part;

**WITNESSETH:** That Whereas the City of Chicago is the owner of Lote one, two, three, four, five, six, seven and forty-one of Block ten, S. J. Walker's Dock Addition to Chicago; and

**WHEREAS,** The City of Chicago has erected thereon a pumping station in connection with its water service; and

**WHEREAS,** It is desirous of having said railroad company locate and operate two side tracks thereon for the purpose of the economical handling of coal and other



material consigned to said pumping station.

Now, Therefore, In consideration of the premises and the mutual promises and agreements hereinafter set forth, it is agreed as follows:

First: The City of Chicago herewith grants to the Chicago, Burlington and Quincy Railroad Company, its successors and assigns, the right to construct, maintain and operate two side tracks over and across the above described property, as follows:

The first track commencing at a point in the north line of said Lot one, about twenty-five feet southwesterly from the northeast corner of said Lot one, measured at right angles thereto; thence south across said Lots one, two, three, four, five, six and seven, parallel to the east line of said lots.

The second track commencing at a point on the north line of Lot one, about thirty feet northeasterly from the northwest corner of said Lots one, two and forty-one near the dividing line between Lots two and forty-one to a point on the north line of Lot three, twelve feet east of the northwest corner of said Lot three, the west line of Lot three being the easterly dock line of canal "A"; thence south across said Lots three, four, five, six and seven parallel to the west line of said lots.

The location of the above described tracks is shown on the plat hereto attached, marked in yellow, said plat being thereby made a part of this agreement.

Second: The Chicago, Burlington and Quincy Railroad Company agrees to construct, maintain and operate said sidetracks and to deliver thereon at all reasonable times coal and other material consigned to the West Side Pumping Station and pipe yards and repair shops of the said City of Chicago.

Third: Said City of Chicago shall have the right to place in said track, at point therein to be selected by it, that

is convenient to its said pumping station, a track scale, and when said scale is placed there said Chicago, Burlington and Quincy Railroad Company shall place upon said scale all cars, both loaded and empty, consigned to said city at said pumping station, and remove said cars at all reasonable times.

IN WITNESS WHEREOF, The parties hereto have caused this agreement to be executed this ..... day of January, 1906.

CITY OF CHICAGO,

By .....

*Its Commissioner of Public Works.*

CHICAGO, BURLINGTON AND

QUINCY RAILROAD Co.,

By .....

Ald. Cullerton moved the passage of the order.

The motion prevailed.

Ald. Cullerton moved that the claim of James McGlynn, placed on file June 10, 1905, be taken from file and be referred to the Committee on Finance.

The motion prevailed.

## TWELFTH WARD.

Ald. Zimmer presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place police patrol and fire alarm boxes at 29th and Turner avenue and at 29th and St. Louis avenue.

Which was on motion duly passed.

Ald. Zimmer moved to amend an ordinance passed January 2, 1906, page 2055, right hand column, by striking out the word "westerly" in the twenty-fourth line and inserting the word "easterly."

The motion prevailed.

Ald. Zimmer moved the passage of the ordinance as amended.

The motion prevailed by yeas and nays as follows:

Yeas—Ald. Coughlin, Kenna, Dixon,

Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race

—67.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That all part of the alley extending northeast and southwest in Block eleven (11), in Reaper Addition to Chicago, being the block bounded by Blue Island and Oakley avenues, 25th and Leavitt streets, which adjoins Lots thirty-six (36) to forty-six (46), both inclusive, and the easterly fourteen (14) feet of Lot thirty-five (35), which portion of said alley is shown in red and marked "to be vacated" on the plat hereto attached, which plat is made a part hereof, and to which express reference is had, be and the same is hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless within sixty (60) days from the date of the passage of this ordinance, the International Harvester Company shall dedicate as public alleys and open to public use as such the westerly fourteen (14) feet of Lot thirty-five (35) and of Lot twenty-five (25), in said Block eleven (11), and also the easterly twenty (20) feet of Lot forty-seven (47) of said Block (11), which alleys to be dedicated are shown in blue and marked attached, and execute, acknowledge and file for record

in the office of the Recorder of Deeds of Cook County, Illinois, a plat showing such vacation and dedications.

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage, subject, however, to the provisions and conditions of Section 1.

Ald. Zimmer presented the claim of Rose Walker for personal injuries, which was

Referred to the Committee on Finance.

Ald. Uhler presented the following resolution:

**WHEREAS,** The citizens of the Twelfth Ward of the City of Chicago in mass meeting assembled on the 9th day of January, A. D. 1906, have appealed by resolution to the City Council for additional police protection; and

**WHEREAS,** The population of the Twelfth Ward has greatly increased in the past three years and the police protection is insufficient to protect the vast territory of said ward; and

**WHEREAS,** Lately a great number of robberies accompanied by great violence have been committed in said ward; and

**WHEREAS,** The situation in said ward and in the City of Chicago is such, that it needs prompt measures in the way of additional policemen; and

**WHEREAS,** We are aware that the entire police force is numerically insufficient to cope with the many crimes which have been committed in the city lately; it is therefore

*Resolved,* That the Finance Committee of the City Council make an appropriation for the increase of the police force of the city, by at least five hundred men and that a full quota or share of said additional policemen be assigned in said Twelfth Ward.

Ald. Uhler moved that the resolution be published and referred to the Committee on Finance.

The motion prevailed.

**THIRTEENTH WARD.**

Ald. Riley presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to install electric lights on Central Park avenue, Twelfth street to Colorado avenue.

Which was on motion duly passed.

Ald. Riley presented a petition for creating a prohibition district in the territory beginning with the first alley north of Washington boulevard at its intersection with the east line of South Sacramento avenue, thence east to the west line of South Francisco street, West Madison street, South Sacramento avenue, Washington boulevard, which was

Referred to the Committee on License.

**FOURTEENTH WARD.**

Ald. Maypole presented the claim of Daniel Murphy for damage to property, which was

Referred to the Committee on Finance.

**FIFTEENTH WARD.**

Ald. Beilfuss presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place fire alarm box at corner of Augusta and Humboldt streets, or in the vicinity thereof.

Which was on motion duly passed.

Ald. Smith presented orders as follows:

For paving with asphalt Fanfield avenue, from North avenue to Hirsch street.

For paving with asphalt Washtenaw avenue, from North avenue to Division street.

For paving with asphalt North Rockwell street, from North avenue to Division street, which were

Referred to the Board of Local Improvements.

**SIXTEENTH WARD.**

Ald. Kunz presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to issue permit to E. Banks & Co. for an electric sign in front of 1025 Milwaukee avenue. Said sign to be erected in accordance with the rules and regulations of the Electrical Department and said permit to be subject to revocation at any time in the discretion of the Mayor.

Which was on motion duly passed.

Ald. Kunz presented an ordinance in favor of Jackson, Corbett Company for a steel structure across Mendell street north of Canal place, which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Kunz presented the following order:

*Ordered*, That the Corporation Counsel be and he is hereby directed to draw up an ordinance for the Michael Suma Coal Co. for a switch track on Bloomingdale road between Girard and Lincoln streets, connecting with the Chicago, Milwaukee and St. Paul Railroad.

Which was on motion duly passed and referred to the Committee on Streets and Alleys, West Division.

Ald. Kunz presented the claim of Mathias Malecki for personal injuries, which was

Referred to the Committee on Finance.

Ald. Kunz presented an order directing the Commissioner of Buildings to stay legal proceedings for violations of building ordinance in the Sixteenth Ward, which was

Referred to the Committee on Building Department.

**EIGHTEENTH WARD.**

Ald. Conlon presented the following orders:

*Ordered*, That the Commissioner of

Buildings be and he is hereby directed to issue a permit to Mrs. Agnes Whalen to erect a frame barn 16x60x11 at 133 West Lake street.

*Ordered*, That the Commissioner of Buildings be and he is hereby directed to issue a permit to J. D. Sampson to put in wooden window frames in ground floor on alley side of building at 10 South Curtis street.

Which were on motion duly passed.

#### NINETEENTH WARD.

Ald. Powers presented the following order:

*Ordered*, That the Chief of the Fire Department be and he is hereby directed to flood lot situated between Sibley and Loomis, Macalester place and Arthington place, to be used as a skating rink by the boys of the neighborhood.

Which was on motion duly passed.

Ald. Powers presented an ordinance to amend an ordinance entitled "An ordinance requiring the Grand Trunk Western Railway Company, the Chicago Junction Railway Company, the Terminal Railroad Company, the Michigan Central Railroad Company, as lessee of said Terminal Railroad Company, the Burton Stock Car Company, the Street's Western Stable Car Line, the Canda Cattle Car Company, the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company and the Chicago Terminal Transfer Railroad Company, respectively, to change the plane of certain of their roadbeds and railway tracks within the City of Chicago," which was

Referred to the Committee on Track Elevation.

#### TWENTIETH WARD.

Ald. Finn presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to issue a permit to the "Leavitt Street Congregation-

al Church," at the southwest corner of Leavitt and Adams streets, to string a telephone wire from said church to No. 152 South Leavitt street, thereby crossing Adams street and Irving avenue. Said wire to be placed in accordance with all rules and regulations of the Department of Electricity. Said permit to be revocable at any time in the discretion of the Mayor and the City Electrician.

Which was on motion duly passed.

#### TWENTY-FIRST WARD.

Ald. Reese presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to at once enforce an order passed October 16, 1905, page 1219 Council Proceedings, directing the Commissioner to remove or cause to be removed the skids used by A. Booth & Co. on the south side of Kinzie street, between La Salle avenue and North Clark street.

Which was on motion duly passed.

#### TWENTY-THIRD WARD.

Ald. Werno presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next regular meeting of the City Council after the meeting of January 15, 1906, shall be held Thursday, January 18, 1906, at the hour of ten A. M., to take up for consideration the reports of the Committee on Local Transportation, made January 15, 1906, in accordance with a resolution passed by the City Council October 16, 1905, printed on page 1267 of the current Council Proceedings.

SECTION 2. This ordinance shall be in effect from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin Kenna, Dixon, Harding, Pringle, Foreman, Richert,

McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunc, Nowicki, Dever, Sitts, Conlon, Ryan, Powera, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

#### TWENTY-FIFTH WARD.

Ald. Williston presented the following orders:

*Ordered*, By the City Council of the City of Chicago, that the Commissioner of Public Works be, and is hereby directed, to issue a permit to Baird & Warner to lay house drains in Leland avenue between North Rockwell street and North Western avenue, also in North Artesian avenue, North Campbell avenue, North Maplewood avenue and North Rockwell street, between Leland avenue and Lawrence avenue, upon the payment of one five dollar fee, the regular fee to be paid on each drain whenever it is extended for use, and to be under the supervision of the Commissioner of Public Works. The owner to pay the regular fees fixed by the Department for the inspection of house drains (private) as required by city extension.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to William F. Healy to lay house drains in Buena Vista Terrace from Montrose boulevard three hundred (300) feet south, upon payment of one five dollar (\$5.00) fee, the regular fee to be paid in the case of each drain whenever it is extended for use, and to be made under the supervision of the Commissioner of Public Works;

the owner to pay the regular fee fixed by the Department for inspection of house drains (private) as required by city specifications.

Which were on motion duly passed.

Ald. Dunn presented a resolution and moved that it be published and referred to the Committee on Police Department and Bridewell.

Ald. Foreman moved to amend the resolution by adding at the end thereof the following:

And that the Committee on Police investigate the charges made in the Chicago Examiner to the effect that a gamblers' trust exists and thrives in Chicago with the connivance and assistance of a part of the Police Department.

The amendment was adopted.

The following is the resolution as amended:

WHEREAS, The recent epidemic of crime in the city has aroused our citizens to a degree of indignation almost unprecedented in the history of Chicago; and

WHEREAS, The efforts of the Police Department to put an end to this outbreak of crime by bringing the criminals to justice has been utterly unavailing; and

WHEREAS, It appears that the Police Department has been signally inefficient in failing to apprehend the criminals, who have committed the murders which have shocked this community, and the people have not received that protection to which they, as taxpayers, are entitled; now, therefore, be it

*Resolved*, By the City Council of the City of Chicago, That the proper committee of the City Council be directed and authorized to at once investigate the administration of the Police Department and report to this Council, at an early date, its conclusions as to the reasons for the inability of the Police Department to cope with the criminal element in the community, together with what

ever recommendations it may deem proper to remedy this unfortunate situation, and give to the citizens of Chicago the proper police protection, to which they are manifestly entitled, and that the Committee on Police investigate the charges made in the Chicago Examiner to the effect that a gamblers' trust exists and thrives in Chicago with the connivance and assistance of a part of the Police Department.

Thereupon the resolution was referred to the Committee on Police Department and Bridewell.

### **TWENTY-SEVENTH WARD.**

Ald. Siewert presented an order for a sewer in Belmont avenue from Milwaukee avenue to North avenue, which was

Referred to the Board of Local Improvements.

Ald Butler presented the claim of Fred Boberg for damage to property on account of track elevation, which was

Referred to the Committee on Finance.

### **TWENTY-EIGHTH WARD.**

Ald. Larson presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to J. Kartes to string a muslin sign across the sidewalk at 1626 Milwaukee avenue for a period of 30 days, this permit to be revocable at any time at the option of the Mayor.

Which was on motion duly passed.

### **TWENTH-NINTH WARD.**

Ald. Wendling presented an order for a cement sidewalk on both side of West 48th street from Robey street to Seeley avenue (petition attached), which was

Referred to the Board of Local Improvements.

### **THIRTY-FIRST WARD.**

Ald. O'Connell presented the claim of Bridget O'Brien for rebate of water tax, which was

Referred to the Committee on Finance.

### **THIRTY-SECOND WARD.**

Ald. Badenoch presented an order condemning land in center of block from 66th to 67th streets, between La Fayette avenue and State street for purpose of establishing 16-foot alley running north and south in said block, which was

Referred to the Board of Local Improvements.

Ald. Badenoch presented an order to permit McKee Bros. to erect a frame shed covered with corrugated iron at 220-233 West 63d street, which was

Referred to the Committee on Building Department.

Ald. Eidmann presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue permit for V-shaped sign to Harry S. Roberts in front of premises 6902 South Halsed street, subject to rules and regulations of Public Works Department and also subject to revocation by His Honor, the Mayor, at any time.

Which was on motion duly passed.

### **THIRTY-FOURTH WARD.**

Ald. Ruxton presented an order for a permit for the Wisconsin Lime and Cement Company to erect a warehouse between Jackson street and Gladys avenue, which was

Referred to the Committee on Building Department.

Ald. Kohout presented the following ordinances:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1962 of the

Revised Municipal Code of Chicago of 1905 be and the same is hereby amended by inserting after the word "blocks" in line six of said Section the following words:

"Provided that in the district bounded by Lake street, Fifth avenue, Van Buren street and Wabash avenue, the street cars shall stop for passengers at the near side of street crossings only, unless otherwise directed by the Mayor.

SECTION 2. This ordinance shall be in force from and after its passage, approval and due publication.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1958 of the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended by inserting after the word "Works," the following words:

Provided, that at congested points or places where the traffic or accomodation of passengers require it, the movement of cars shall be subject to the commands and directions of the police officer or officers who may be stationed or doing duty at or about such points or places.

SECTION 2. This ordinance shall be in force from and after its passage and due publication.

Which were referred to the Committee on Local Transportation.

Ald. Kohout presented the following resolution and moved its adoption:

WHEREAS, An alarming number of murders of women has occurred in this city recently, so that the entire community is shocked; and

WHEREAS, It is universally admitted that the prime cause of this state of terror is the insufficient number of policemen to properly guard our city; therefore, be it

*Resolved*, By this Council, That the Chief of Police be and he is hereby authorized to draft from the Civil Service lists one thousand patrolmen, for emer-

gency duty for a period of at least ninety days; and be it further

*Resolved*, That the Finance Committee appropriate a sufficient sum of money for the pay of such additional patrolmen, in the appropriation for the year 1906.

Ald. Bennett moved its reference to the Committee on Finance.

Ald. Kohout moved to suspend the rules for the purpose of adopting the resolution.

The motion was lost by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Richert, Dailey, McCormick (5th ward), Hurt, Considine, Riley, Kunz, Conlon, Ryan, Dougherty, Wendling, Kohout, Race—17.

Nays—Pringle, Foreman, Martin, Potter, Young, Snow, Bennett, Moynihan, Scully, Cullerton, Uhler, Zimmer, Maypole, Harkin, Smith, Nowicki, Devers, Sitts, Powers, Finn, Stewart, McCormick (21st ward), Reese, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Ruxton, Hunter—44.

—44.

Thereupon the resolution was referred to the Committee on Finance.

### THIRTY-FIFTH WARD.

Ald. Hunter presented an order for a sewer in Jackson street, from South 50th to South 48th avenues, which was

Referred to the Board of Local Improvements.

Ald. Hunter presented the claim of Thomas May for refund of deposit made in setting water meter, which was

Referred to the Committee on Finance.

Ald. Hunter presented an ordinance to suppress cigarettes and adulterated tobacco and to restrict juvenile smoking, which was

Referred to the Committee on Judiciary.

## REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

### FINANCE.

The Committee on Finance, to whom was referred agreement between County of Cook and City of Chicago in regard to erection of new court house, submitted a report recommending the passage of the order as submitted.

Ald. Bennett moved to concur in the report and pass the order.

The motion prevailed and the order was passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

The following is the order as passed:

**WHEREAS**, The County of Cook is about to erect a new court house on the east half ( $\frac{1}{2}$ ) of Block thirty-nine (39), Original Town of Chicago; and

**WHEREAS**, It is desirable that a party wall should be built upon the boundary line between the east half ( $\frac{1}{2}$ ) and the west half ( $\frac{1}{2}$ ) of said Block thirty-nine (39) for the joint use of the City of Chicago and the County of Cook whenever the City of Chicago shall erect a new City Hall on the west half ( $\frac{1}{2}$ ) of said Block thirty-nine (39); therefore, be it

*Ordered*, That the Commissioner of Public Works of the City of Chicago be and he is hereby empowered and directed to execute a contract between the City of

Chicago and the County of Cook with the approval of the Mayor and City Comptroller which contract shall be substantially in words and figures as follows:

**THIS AGREEMENT**, entered into this .....day of .....A. D. 1906, by and between the County of Cook, hereinafter called the county, and the City of Chicago, hereinafter called the city, witnesseth, that (the county being the owner of the east  $\frac{1}{2}$  of Block 39, Original Town of Chicago, and the City having a perpetual right to use and occupy the west  $\frac{1}{2}$  of said Block 39 for a City Hall and offices incidental to the administration of the city government, as more specifically set forth in a certain contract entered into between the County of Cook and city dated August 28, 1872, and the county being about to erect a new Court House on the east  $\frac{1}{2}$  of said block), the parties hereto mutually covenant and agree that the county may build a party wall of a thickness not less than required by the ordinances of the City of Chicago, on any part or the whole of the boundary line between the east  $\frac{1}{2}$  and the west  $\frac{1}{2}$  of said block which the city shall have a right to use for the purposes hereinafter specified, the middle line of which wall shall be the boundary line. It is further agreed that said wall shall be constructed in accordance with the specifications, plans and drawings prepared by Holabird and Roche, architects, for the erection by said county of such new Court House.

The city shall have the right to use said wall free of charges and conditions, whenever the city shall erect a new City Hall on the west  $\frac{1}{2}$  of said block, except as hereinafter specified.

It is further agreed that during the course of the erection of the new county building the county shall, at its expense, cause the present City Hall to be fully protected from any damage which it might sustain by reason of any excav-



tion or other building operations carried on by the county.

It is further agreed that from the time the city commences to use said wall the cost and expense of repairing and maintaining the same shall be borne one-half by the city and one-half by the county; that there shall be light courts of the same dimensions north, south, east and west, and correspond as to location to the light courts of the new Court House, in any building which the city may hereafter erect; that the city, at the time it builds a new City Hall, shall, at its expense, make such changes in the new county building, removing west pavilions and replacing by columns as may be necessary for a building on the whole of said Block 39.

*In Witness Whereof*, The said County of Cook has caused this agreement to be signed by its President of the Board of Commissioners of Cook County, its Superintendent of Public Service and its Comptroller, and the said City of Chicago has caused this agreement to be executed by its Commissioner of Public Works and approved by its Mayor, and countersigned by its Comptroller, all the day and year above written.

.....,  
*President of the Board of Commissioners  
of Cook County.*

.....,  
*Superintendent of Public Service.*

.....,  
*Comptroller.*

.....,  
*Commissioner of Public Works.*

Approved:

.....,  
*Mayor.*

Approved:

.....,  
*Comptroller.*

ALSO,

The same Committee, to whom was

referred request of Board of Education for authority to borrow money in anticipation of tax levy, submitted a report recommending the passage of the ordinance as submitted.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City  
of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred request of Board of Education for authority to borrow money in anticipation of tax levy, having had the same under advisement, beg leave to report and recommend the passage of the ordinance as submitted.

WHEREAS, There is not sufficient money in the special fund for school purposes in the Treasury of the City of Chicago to meet and defray the ordinary and necessary expenses of the public schools of the said city; and

WHEREAS, The Board of Education of the City of Chicago has, by a resolution duly passed at a regular meeting, requested the City Council to authorize the issuing and disposing of warrants drawn against and in anticipation of the taxes for the year 1905, levied by the said city for the ordinary and necessary expenses of the public schools, to an amount not exceeding fifty (50%) per cent of the total amount of said tax levy for the purpose of providing a fund to meet and defray the ordinary and necessary expenses of the schools of the said city; now, therefore,

*Be it ordained by the City Council of the  
City of Chicago:*

SECTION 1. That the Mayor and the Comptroller be, and they are hereby authorized, upon the request of the Board of Education of the City of Chicago, to issue warrants against and in anticipation of the taxes already levied by the City of Chicago for the payment

of ordinary and necessary expenses of the public schools of said city for the year 1905 (the funds for the purpose having been exhausted), to the extent of fifty (50%) per cent of the total amount of said tax levy, such warrants to be issued only in conformity with Section 2 of an Act of the General Assembly of the State of Illinois, entitled "An Act to provide for the manner of issuing warrants upon the treasurer of any county, township, city, school district, or other municipal corporation and jurors' certificates," approved May 31, 1879, in force July 1, 1879, and all acts amendatory thereof, and to bear interest at the rate of not to exceed five (5%) per cent per annum from the date of the issue until paid.

**SECTION 2.** This ordinance shall be in force and effect from and after date of its passage.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred request of the Commissioner of Public Works for payment to Miami Coal Company for reserve on coal contracts, submitted a report recommending the passage of the ordinance as submitted.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred request of the Commissioner of Public Works for payment to Miami Coal Company for reserve on coal contracts, having had the same under advisement, beg leave to report and recommend the passage of the ordinance as submitted.

The following is the ordinance:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the Commissioner of

Public Works be and he is hereby authorized and directed to issue a voucher in favor of the Miami Coal Company in the sum of \$11,974.47, same being reserve retained on contracts dated March 17, 1905, for the furnishing of coal to the city pumping stations at 22d street, Harrison street, and Chicago avenue, and the Comptroller is ordered to pay the same from the money reserved by the city under said contracts, providing that the said voucher shall not be issued, nor payment made thereon, until the sureties on the bonds of said Miami Coal Company, given to insure the performance of said contracts, shall have given their consent to such payments, or until new bonds have been furnished.

**SECTION 2.** This ordinance shall be in force and effect from and after its passage.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee to whom was referred distribution of interest from former City Treasurer, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred distribution of interest from former City Treasurer, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the City Comptroller be and he is hereby authorized and directed to make the following distribution of moneys received from former City Treasurer as interest on deposits of city funds, and to issue such warrants against the

city as may be necessary to carry out the transfers to the credit of the Board of Education.....\$30,959.54  
 Corporate Fund..... 72,314.01  
 Water Fund..... 11,206.97  
 Public Library..... 496.76

Total .....\$123,977.28

In accordance with his report, dated January 8th, 1906, attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred proposals for gasoline lighting, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred proposals for gasoline street lighting, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered.* That the City Electrician be and he is hereby authorized and directed to enter into a contract with the American Development Company for the necessary number of gasoline lamps for the year 1906, not less than fifty-five hundred (5,500), at the price of two and fifteen one-hundredths dollars (\$.215), per lamp per month.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of James J. Barrett for putting in new sewer stub, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of James J. Barrett, for putting in new sewer stub at 2838 South Halsted street, bathhouse, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered.* That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher to James J. Barrett in the sum of ninety dollars (\$90.00), same being extras on contract for work on the Halsted street bath-house, and being for putting in new sewer stub, and the Comptroller is ordered to pay the same from the appropriation for South Halsted Street Bath.

This action is taken in accordance with the request and recommendation of the Commissioner of Public Works and City Bridge Engineer, attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred petition of water tappers in the Bureau of Water for two weeks' time deducted from wages, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred petition of twelve (12) employes, water tappers in the Bureau of Water, for two weeks' time deducted from wages during the summer of 1905, having had the same under advisement,

beg leave to report and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue vouchers to Patrick Walsh, John Koch, Michael Finan, Thomas Newman, P. Gleeson, F. J. Gilhuley, Michael Kurz, Jerome P. Martin, Thomas Simons, Patrick Langan, Barney Doherty and James Ahern, for two weeks' wages, amounting to \$41.66 each, deducted from their pay during the summer of 1905, and the Comptroller is ordered to pay the same from the appropriation for the Water Department.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred bids for Lot 24, Block 1, school property on Hobart avenue, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred bids for sale of Lot 24, Block 1, school property on Hobart avenue, Norwood Park, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to accept the bid of Anton Fritsch, nine hundred twenty-five dollars (\$925.00), being the best cash bid received under advertisement for sale of Lot 24, Block 1, Norwood Park.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was re-

ferred request of Health Department for emergency appropriation for scarlet fever, diphtheria and smallpox, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred request of Health Department for emergency appropriation for scarlet fever, diphtheria and smallpox, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay the necessary expenses of the contagious disease work of the Department of Health for the suppression of scarlet fever, diphtheria and smallpox, pending the passage of the appropriations for the year 1906.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of John Collins for personal injuries, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of John Collins for personal injuries, having had the same under advisement, beg leave to report

and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of John Collins in the sum of two hundred thirty-eight and seventy-five one-hundredths dollars (\$238.75), same to be in full of all claims of whatever kind or nature arising from an injury sustained by said John Collins on February 23d, 1905, while in the performance of his duty in the Water Pipe Extension Bureau, and the Comptroller is ordered to pay the same from the Water Fund.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred bids for maintenance of gas mantel lamps for January, February and March, submitted a report recommending the passage of an accompanying order

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred bids for maintenance of gas mantel lamps for January, February and March, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the City Electrician be and he is hereby authorized and directed to enter into a contract with Albert Whitfield for maintenance of gas mantel lamps in Districts Nos. 1, 2 and 3, for and during the months of January, February and March, 1906, at the rate of twenty cents (20c) per lamp per month, in accordance with specifications and advertisement heretofore made for said lamp maintenance, in accordance with

his recommendation, dated January 5, 1906, attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee to whom was referred order directing the Board of Local Improvements to proceed with the improvement of Ogden avenue, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred order directing Board of Local Improvements to proceed with the improvement of Ogden avenue, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Board of Local Improvements are hereby directed to proceed with the improvement of Ogden avenue, from Albany avenue to Fortieth avenue.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred bids for city property at 35th and Halsted streets, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred bids received for the sale

of city property at 35th street and Halsted street, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to accept the bid of William L. Pierce and W. H. Coughenour of fifteen thousand four hundred fifty-five dollars (\$15,455), for the south 320 feet of that part of Block 15, in Canal Trustees' Subdivision, Section 33-39-14, lying east of railroad's right of way, west of Armour avenue and north of 35th street, same being the highest bid received under advertisement, authorized by ordinance passed October 16th, 1905, and the Comptroller is further directed to return the checks deposited by other bidders for the property to the bidders making said bids.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of Jackson & Corbett Co. for compensation for additional expense incurred on account of change of location of shaft at Clark and Polk streets, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Jackson & Corbett Co. for compensation for additional expense incurred on account of change of location of shaft at Clark and Polk streets, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Jackson & Corbett Co. in the

sum of two hundred eighty-five and eighty one-hundredths dollars (\$285.80), same to be in full of all claims for expenditures incurred on account of change of location of shaft at Clark and Polk streets, and the Comptroller is ordered to pay the same from the Water Fund.

This action is taken in accordance with the recommendation of the Commissioner of Public Works and the City Engineer attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of I. M. Daggett for compensation for damage to sidewalk, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of I. M. Daggett, for compensation for damage to walks in construction of intercepting sewers, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of I. M. Daggett in the sum of one hundred fifty dollars (\$150.00), same being in full for damage to sidewalk in front of property on Jackson avenue, between 57th and 58th streets, and the Comptroller is ordered to pay the same from the appropriation for intercepting sewers.

This action is taken in accordance with the recommendation of the Commissioner of Public Works and the City Engineer attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred request of Aultman & Taylor Machinery Company for payment of part of reserve on contract, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred request of Aultman & Taylor Machinery Company for payment of part of reserve on contract, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of the Aultman & Taylor Machinery Company in the sum of six thousand dollars (\$6,000.00), being a portion of the amount held in reserve in said company's contract for boilers at Thirty-ninth Street Pumping Station, and the Comptroller is ordered to pay the same from the amounts held by the city in reserve under said contract, provided that the above vouchers shall not be issued, nor the payments made thereon until the bondsmen of the said Aultman & Taylor Machinery Company, under contract mentioned, shall agree to the said payment, or until new bonds have been furnished the city.

This action is taken in accordance with the recommendation of the Commissioner of Public Works, City Engineer in charge, and the approval of the Corporation Counsel, all attached hereto.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was re-

ferred request of William K. Wells and McCullough & McCullough for quit-claim deeds, submitted a report recommending the passage of the accompanying orders.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred request of William K Wells and McCullough & McCullough for quit-claim deeds, having had the same under advisement, beg leave to report and recommend the passage of the following orders:

*Ordered*, That the Mayor and the City Clerk be and they are hereby authorized and directed to issue a quit-claim deed of the city's interest in and to Lot 17, Block 16, Gage and other's Sub., and Lot 24, Block 1, in Hilliard's & Hitt's re-sub., acquired by tax deed issued under Warrants 22707 and 25781 respectively, to the owners of the fee of said property upon payment to the city by the County Clerk of eleven and twenty-three one-hundredths dollars (\$11.23).

This action is taken in accordance with the recommendation of the City Comptroller attached hereto.

*Ordered*, That the Mayor and the City Clerk be and they are hereby authorized and directed to issue a quit-claim deed of and to the city's interest in Lot 36, Albert Crane's subdivision in Block 9, of the United States Bank Addition to Chicago, acquired under tax deed issued for non-payment of assessment under Special Assessment Warrant 24775, to the owner of the fee of said lot, upon payment to the city of the sum of two hundred twenty-two and thirty-nine one-hundredths dollars (\$222.39).

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was re-

ferred claim of John Ryan for wages, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of John Ryan for wages, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Board of Local Improvements be and it is hereby authorized and directed to issue a voucher in favor of John Ryan for wages for one month while he was absent from duty on account of failing eyesight, and the Comptroller is ordered to pay the same.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was referred claim of Traveler's Insurance Company for issuance of water pipe certificate, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Traveler's Insurance Company, for issuance of water pipe certificate, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby authorized and directed to issue a Water

Pipe Deposit Certificate to the Traveler's Insurance Company in the sum of five hundred dollars (\$500.00), same to cover deposit made on March 8th, 1890, by said Traveler's Insurance Company, for laying 502 feet of 6-inch water pipe in Clarence avenue, between Byron and Grace streets, the certificate to contain such conditions as were included in other certificates issued and being issued at the time said deposit was made, this certificate not to be issued until original receipts for said deposit of five hundred dollars (\$500.00) is returned to the city, or an indemnifying bond in twice the amount of the certificate be furnished, safeguarding the city, with sureties satisfactory to the Commissioner of Public Works.

This action is taken in accordance with the recommendation of the Commissioner of Public Works and report of the Auditor that the five hundred dollars (\$500) remains as a credit to the Traveler's Insurance Company upon the records of the Comptroller's office, both attached hereto.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was referred claim of Elmer Larsen for refund of duplicate dog tax, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Elmer Larsen, for refund of duplicate dog tax, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the City Comptroller be and he is hereby authorized and di-



rected to pay to Elmer Larsen the sum of two dollars (\$2.00), upon the presentation of dog tags and City Clerk's receipts Nos. 35,835 and 35,804, being duplicate license paid on the same dog, and charge same to the Finance Committee Fund when appropriations for 1906 have been made.

This action is taken in accordance with the recommendation of the City Collector, attached hereto.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was referred claim of Otto Pertsch for damages to plate glass window, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Otto Pertsch, for damages to plate glass window, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Otto Pertsch in the sum of twenty-five dollars (\$25.00), same to be in full for damages done to plate glass window while repairing Clark street viaduct, and the Comptroller is ordered to pay the same from the appropriation for Bridge and Viaduct repairs.

This action is taken in accordance with the recommendation of the Corporation Counsel and the Commissioner of Public Works, attached hereto.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was re-

ferred claims of William McKinley and George F. Seymour for damages on account of defective drainage, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claims of William McKinley and George F. Seymour, by George Seymour, his next of kin, for damages on account of defective drainage, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Corporation Counsel be and he is hereby authorized and directed to allow judgment to be taken against the city in favor of William McKinley and Mary McKinley in suit No. 227,411 Superior Court in the sum of one hundred dollars (\$100.00), and to allow judgment to be taken against the city in favor of George F. Seymour, by George Seymour, his next of kin, in suit No. 228,270 Superior Court in the sum of one hundred dollars (\$100.00), in accordance with the recommendation of the Corporation Counsel, dated January 9th, 1906, attached hereto.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was referred claims of A. Sivore, for refund of saloon license; Fred Kuehl, for special assessment rebate; claim of John Kuratko, for sidewalk intersection (adverse recommendation of the Board of Local Improvements attached); Edward J. McGeeney, Guardian, for judgment; Lehigh Valley Railroad Company, for damage to Steamer "Tuscarora," (adverse recommendations by the Corporation

Counsel attached hereto); J. T. Jenson, for laying drain (adverse recommendation of Commissioner of Public Works attached hereto); Herman Lucht, Brighton Teaming Co., Anton Lewondowski, John Jarzonbek, for damages account of track elevation (adverse recommendations by the Corporation Counsel attached); order to provide for highways and narrow roadways (included in appropriation 1905), having had the same under advisement, beg leave to report and recommend that the same be placed on file.

Ald. Bennett moved to concur in the report.

The motion prevailed.

#### LOCAL TRANSPORTATION.

The Committee on Local Transportation, to whom was re-referred an ordinance authorizing the Chicago City Railway Company to maintain and operate a system of street railways, an ordinance authorizing the North Chicago Street Railroad Company to maintain and operate a system of street railways and an ordinance authorizing the West Chicago Street Railroad Company to maintain and operate a system of street railways submitted a report as follows:

Ald. Werno moved that the report be deferred and published.

The motion prevailed.

The following is the report:

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Local Transportation, to whom were referred certain ordinances authorizing the Chicago City Railway Company, the North Chicago Street Railroad Company and the West Chicago Street Railroad Company to operate and maintain systems of street railways in certain streets and public ways in the City of Chicago, having again had the same under advisement, beg leave to report and recommend that said ordinances as amended, and all

amendments and suggestions herewith presented, and any that may be hereafter offered by members of the City Council, be considered by the Committee of the Whole, as per resolution adopted by the City Council on October 16, 1905 (published in the Council Proceedings under that date, page 1267), and that after such consideration in Committee of the Whole, said ordinances be submitted to the voters of Chicago at the city elections to be held next April, under the provisions of an act providing, "For an Expression of Opinion by the Electors on Questions of Public Policy at any General or Special Election," in force July 1, 1901, Chapter 46, Revised Statutes, Par. 428.

That your Honorable Body may more fully understand the acts and doings of your committee since these ordinances were re-committed, they desire to further report that in accordance with the resolution adopted by the City Council on January 6, 1906, recommitting these ordinances, the committee at once proceeded to consider all the amendments and suggestions offered.

That at a meeting, held January 8, 1906, a number of suggestions were submitted to your committee by Messrs. Walter L. Fisher, Victor F. Lawson, Frank B. Noyes, George C. Sikes, George E. Hooker and John M. Harlan, as will more fully appear from a list of objections and suggestions herewith presented, which your committee desire shall be published.

These suggestions were immediately submitted to the street railway companies with the request that they give the committee an answer to the various points therein made, as well as to the amendments offered by members of the City Council, copies of which are also herewith presented, by Friday morning, January 12, 1906, at ten o'clock. On Friday, January 12, the companies were not ready to give your committee a reply to the suggestions and amendments submitted to them, and asked that they

be given until Monday morning, January 15, at ten o'clock to make their reply.

The committee thereupon adjourned to meet Monday, January 15, 1906, at ten o'clock in the morning to receive the answers of the companies. On that day the companies, by their representatives, appeared before the committee, and Mr. John P. Wilson, speaking for the Chicago City Railway Company, said that that company preferred not to make an answer to the suggested amendments at this time. That his company had been negotiating with the Committee on Local Transportation for some years, without accomplishing anything, and that they therefore suggest that the Council finally pass on the city railway ordinance as to form, terms and conditions, and that the company would then take up the ordinance in its entirety and give the City Council an answer as to whether or not the company would accept it.

The representative of the North Chicago Street Railroad Company and the West Chicago Street Railroad Company, Mr. H. S. Robins, stated that he was ready to take up the consideration of the suggestions and amendments submitted to his companies, but that in view of the position taken by the Chicago City Railway Company he was of the opinion that no material progress could be made by his companies alone, and that therefore he did not care to enter into a discussion of the suggestions and amendments offered, at this time.

Your committee thereupon adopted an amendment providing for concurrent acceptance of these ordinances and changing the route of one through line provided by route four, Exhibit C, attached to each of said ordinances, and with these two changes bring the ordinances back to the Council with the suggestions and amendments submitted to the committee, with the recommendation that these ordinances, and the ordinance submitted to the City Council by his Honor the Mayor on November 13, 1905, printed on page 1405 of the Council Proceedings of that

date, entitled "An ordinance authorizing the City of Chicago to construct, acquire, purchase, own, and maintain street railways within its corporate limits, and providing the means thereof"; and an ordinance submitted by His Honor, the Mayor, on November 13, 1905, printed on page 1419, Council Proceedings, "Providing for the submission of the question of operating street railways by the City of Chicago," be considered by the Committee of the Whole and thereafter lie on the table until the qualified voters of the city have had an opportunity to express their wishes in respect to them, as above suggested.

All of which is respectfully submitted.

CHARLES WERNO,  
*Chairman.*

(See publication of ordinances, pages 1659 to 1768, inclusive, Current Council Proceedings, December 4, 1905.)

The following are the amendments as adopted by the Committee on Local Transportation:

Amend Route No. 4 of Exhibit "C," attached to each ordinance, so that it reads as follows:

"Beginning at 75th street to South Chicago avenue; north on South Chicago avenue to Cottage Grove avenue; north on Cottage Grove avenue to 22d street; west on 22d street to Wabash avenue; north on Wabash avenue to Washington street; west on Washington street to LaSalle street; north on LaSalle street to Illinois street; west on Illinois street to Wells street; north on Wells street to Chicago avenue; west on Chicago avenue to Larrabee street; north on Larrabee street to Lincoln avenue; north on Lincoln avenue to Bowmanville (Foster avenue); returning by the same route."

Amend Section 36 of the ordinance for North Chicago Street Railroad Company by inserting after the word "Company," in line 8, the following:

"and after the acceptance of the simi-

lar ordinances, passed at or about the time of the passage of this ordinance, for the Chicago City Railway Company and West Chicago Street Railroad Company."

Also amend Section 36 by inserting after the word "hereof," in line 22, the following:

"and if said similar ordinances be not accepted, in the manner and within the time therein respectively provided,"

Amend Section 34 of the ordinance for the Chicago City Railway Company by inserting after the word "seal," in line 3, the following:

"and after the acceptance of the similar ordinances, passed at or about the time of the passage of this ordinance, for West Chicago Street Railroad Company and North Chicago Street Railroad Company."

Also amend Section 34 by inserting after the word "hereof," in line 8, the following:

"and if said similar ordinances be not accepted, in the manner and within the time therein respectively provided,"

Amend Section 37 of the ordinance for West Chicago Street Railroad Company by inserting after the word "Company," in line 11, the following:

"and after the acceptance of the similar ordinances, passed at or about the time of the passage of this ordinance, for the Chicago City Railway Company and North Chicago Street Railroad Company."

Also amend Section 37 by inserting after the word "hereof," in line 25, the following:

"and if said similar ordinances be not accepted, in the manner and within the time therein respectively provided,"

The following are the amendments as proposed and to be submitted to the Committee of the Whole:

Amend Section 23 of the ordinance for West Chicago Street Railroad Company

by striking out after the word "covering," in line 3, the following:

"its gross receipts from operation for the year ending on the preceding thirty-first day of December"; and inserting in lieu thereof the following:

"fully and in detail the operation of its street railway system, whether by itself or others in any manner holding under it or partly by itself and partly by such others, including among other things the gross receipts from such operation and all new construction and betterments added, for the year ending on the preceding thirty-first day of December."

Also amend said Section by inserting after the word "Company," in line 11, the following:

"and if for any reason no report be made when hereby required in any year he may examine said books,"

Also amend said Section by striking out all after the word "him" in the twelfth line.

Amend Section 22 of the ordinance for North Chicago Street Railroad Company by striking out after the word "covering," in line 3, the following:

"its gross receipts from operation for the year ending on the preceding thirty-first day of December"; and inserting in lieu thereof the following:

"fully and in detail the operation of its street railway system, whether by itself or others in any manner holding under it or partly by itself and partly by such others, including among other things the gross receipts from such operation and all new construction and betterments added, for the year ending on the preceding thirty-first day of December."

Also amend said Section by inserting after the word "Company," in line 11, the following:

"and if for any reason no report be made when hereby required in any year he may examine said books,"

Also amend said Section by striking

out all after the word "him" in the twelfth line.

Amend Section 23 of the ordinance for the Chicago City Railway Company by striking out after the word "covering," in line 3, the following:

"its gross receipts from operation for the year ending on the preceding thirty-first day of December"; and inserting in lieu thereof the following:

"fully and in detail the operation of its street railway system, whether by itself or others in any manner holding under it or partly by itself and partly by such others, including among other things the gross receipts from such operation and all new construction and betterments added, for the year ending on the preceding thirty-first day of December."

Also amend said Section by inserting after the word "Company," in line 10, the following:

"and if for any reason no report be made when hereby required in any year he may examine said books,"

Also amend said Section by striking out all after the eleventh line.

Amend Section 31 of the ordinance for West Chicago Street Railroad Company by inserting at the end of line 48 the following:

"and as if this ordinance had not been passed excluding all street rights granted hereby."

Amend Section 30 of the ordinance for North Chicago Street Railroad Company by inserting at the end of line 45 the following:

"and as if this ordinance had not been passed excluding all street rights granted hereby."

Amend Section 30 of the ordinance for the Chicago City Railway Company by inserting at the end of the line 38 the following:

"and as if this ordinance had not been passed excluding all street rights granted hereby."

Amend Section 2 of the ordinance for

West Chicago Street Railroad Company by inserting after the word "ordinance," in line 6, the following:

"and shall expend upon such work not less than the sum of \$....."

Also amend said Section by inserting after the word "grant," in line 24, the following:

"It shall expend upon such improvements and betterments, after reconstruction and re-equipment and within the term of twenty years of this ordinance, not less than the sum of \$....."

Amend Section 2 of the ordinance for the Chicago City Railway Company by inserting after the word "ordinance," in line 6, the following:

"and shall expend upon such work not less than the sum of \$....."

Also amend said Section by inserting after the word "grant," in line 24, the following:

"It shall expend upon such improvements and betterments, after reconstruction and re-equipment and within the term of twenty years of this ordinance, not less than the sum of \$....."

Amend Section 2 of the ordinance for North Chicago Street Railroad Company by inserting after the word "ordinance," in line 6, the following:

"and shall expend upon such work not less than the sum of \$....."

Also amend said Section by inserting after the word "grant," in line 24, the following:

"It shall expend upon such improvements and betterments, after reconstruction and re-equipment and within the term of twenty years of this ordinance, not less than the sum of \$....."

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*Objections to and Suggestions Respecting Pending Street Railway Ordinances Offered at the Hearing Before the Committee on Local Transportation of the City Council of the City of Chicago on January 8, 1906, by Messrs. Walter L. Fisher, Victor F. Lawson, Frank B.*

*Noyes, George O. Sikes and John M. Harlan:*

1. That all ordinances be duly accepted before any shall become operative.
2. That the city have the right to purchase after five years.
3. That the limitation to purchase for city ownership and operation only, in the event of purchase within the terms, be eliminated.
4. That a valuation of the "Ninety-nine Year" rights be now fixed by agreement and be diminished by five per cent each year of the term, thus requiring appraisalment of the tangible property only in case of purchase.
5. That the Chicago Consolidated Traction Company now be given a similar ordinance, in order more completely to unify the service.
6. That each company be required to expend at least an amount to be fixed in its ordinance for renewals and extensions.
7. That Section 23 be amended to require full publicity of accounts.
8. That franchise taxes be eliminated from the provision for compensation.
9. That the city have the right to require other than granite paving in the right of way of the companies.
10. That the guaranty of the company to keep paving restored by it in repair for more than one year is not sufficient.
11. That the tunnels be constructed with side galleys for carrying pipes, wires, etc., the extra expense to be borne by the city.
12. That thermometers be required in the cars.
13. That Section 14 be eliminated, the subject being or to be dealt with by a penal ordinance.
14. That passes, except to those used by employees of the company, policemen and others named in the ordinance, be prohibited.

15. That the companies be expressly required to establish and maintain through routes as directed by the City Council; at least, such as are declared to be reasonable by the board of engineers provided for in Section 19.

16. That it be expressly provided in Section 24 that upon the discontinuance of a through route transfers at intersecting points be resumed.

17. That Section 25 be so amended that the Company shall affirmatively grant the right, now merely reserved, to the city to intervene in certain suits; also that the city have the right, upon any such intervention, to take any appropriate steps to protect its rights as well as to move for a dissolution of an injunction or restraining order therein.

18. That Section 26 be amended so as clearly to provide that the giving of notice of intention to purchase (lines 27 and 28) shall only suspend the obligation of the company to make extensions during the appraisal and until the election of the city not to purchase under it.

19. That Section 27 be amended so that if the city fails to purchase after any appraisalment it shall only be required to pay the *reasonable* costs and expenses incurred by the company in making such appraisalment.

20. Amend Section 28 by inserting after the word "value," in line 16, the following: - (estimated on the assumption that this ordinance had not been passed).

21. That in Section 29, lines 2 and 3, the phrase "the city hereby reserves to itself" be transposed and made to follow the parenthesis in line 5, adding the words: "and to any such person, firm or corporation."

22. That there be added at the end of Section 31 the words: "and as if this ordinance had not been passed excluding all street rights granted hereby."

23. That the Chicago City Railway Company and the Chicago Consolidated

Traction Company be required to exchange transfers.

24. That the West and North Side companies be expressly required to pay or refund existing bonds maturing during the term of these ordinances.

25. That stock or bonds issued by the companies to obtain funds for improvements or extensions be open, through the Comptroller, to public subscription by the citizens of Chicago for 30 days before being offered to others.

26. That Section 21 be amended to explain the words in lines 12-14, "however and by whomsoever derived from the operation of its street railway system during the preceding year," so that "a casual reader" will understand them.

PRESENTED BY MILLARD POWERS.

Amend the fourth paragraph of the preamble of the ordinance so as to read as follows:

"WHEREAS, It is necessary for the proper accommodation of the public to re-construct and newly equip certain parts of the street railways of the company which will require the investment of large sums of money which the inhabitants of the City of Chicago desire the opportunity to make."

Insert the following in such ordinance, as a section thereof:

"SECTION —. If said grantee, its successors or assigns, shall determine to issue any form of stock or of other securities for the purpose of obtaining money with which to make legitimate improvements or extensions, said grantee, its successors or assigns, shall prepare an estimate thereof with such detailed descriptions and specifications as will generally indicate the character of such proposed betterments, together with a draft of the form of such stock or securities; and shall file a copy of such estimate, specifications and draft with the then Comptroller of the City of Chicago, and shall also notify him of the name of a person

who shall, with said Comptroller, approve of such estimate and the form and legality of such proposed stock or other security and fix the terms at which the same shall be sold.

"a. The committee, so composed, shall make a written report of all such matters, attach thereto their signature and deliver copies thereof to the daily city press.

"b. Such committee shall advertise, at the expense of said grantees, for thirty days, in one or more of the daily papers published in Chicago, for subscriptions, by citizens of Chicago, for the shares of stock or other securities so approved by the committee, making their report a part of such advertisement. Subscriptions for one thousand dollars and less, shall be preferred in the allotment of such securities; and in the event of an over subscription the subscriptions exceeding one thousand dollars, respectively, shall pro rate. If the entire amount of such securities shall not be so subscribed for within such period of thirty days, the said committee may receive subscriptions for the remaining securities from any one. The price at which such securities shall be offered for sale shall be uniform.

"c. Upon all the securities being subscribed for, a notice shall be mailed to each subscriber of the date when, and the place where, payment and delivery shall be made.

"d. The expenses incurred by the committee, together with their compensation, shall be paid, as needed, by said grantee, its successors or assigns.

"e. All such estimates, specifications, drafts or proposed stock and securities, and all other papers and records of meetings, together with a copy of the report of the committee, shall be and remain a part of the records of the office of the Comptroller of the City of Chicago.

"f. If said grantee, its successors or assigns shall fail to comply with the requirements above stated in this section.

in marketing securities during the period this franchise shall be in force, and shall sell its securities without first complying herewith, this franchise and all rights hereby granted, shall, at the election of the City Council of Chicago, by a two-thirds vote thereof, be declared and be absolutely forfeited and terminated.

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AMENDMENTS OFFERED BY MEMBERS OF  
THE COUNCIL.

1. Fixing fares for children over 7 and less than 12 years of age at 2½ cents.—Frank L. Race.

2. Requiring the sale of six passenger tickets for twenty-five cents.—Frank L. Race.

3. Requiring the sale of eight passenger tickets for 25 cents, good between 5 A. M. and 7:30 A. M. and 5 P. M. and 6:30 P. M., except on Sundays.—Frank L. Race.

4. Requiring the sale to school children of 10 tickets for 25 cents, good between 8 A. M. and 5 P. M. on school days.—Frank L. Race.

5. Amend Section 17, line 10, by inserting after the word "of" the words "not more than."—Frank L. Race.

6. Amend Exhibit "A" (West Chicago) by requiring that the Company shall not be required to lay its tracks on Western avenue between Roscoe boulevard and Rosehill Cemetery until the same be paved and improved with sewer and water connections to lots.—W. F. Lipps and Peter Reinberg.

7. That the Chicago Consolidated Traction Company be required to accept "the pending street car franchise," the Corporation Counsel to prepare an amendment for consideration. (West and North ordinances now so require.)—Henry J. Siewert and Hubert W. Butler.

8. That the Corporation Counsel be directed to prepare and submit for consideration amendments requiring extensions in 27th ward, as per request of non-partisan Joint Committee of the Im-

provement Club of that ward. Copy of letter of C. C. Clark, chairman, etc., of January 4, 1906, to Jas. H. Eckels and Marshall M. Sampsell, receivers, is attached.—Hubert W. Butler and Henry J. Siewert.

9. Insert, page 1, in Exhibit "A," West Chicago, after the words "Armitage avenue from Milwaukee avenue to 44th avenue" the following: "Armitage avenue from 44th avenue to Grand avenue."—Hubert W. Butler and Henry J. Siewert.

10. Amend Section 11 by adding provision for stops at street intersections, except in abnormally long blocks where a stopping place may be fixed by agreement between city authorities and the company. All stops to be on "near" side of street intersections.—E. C. Potter.

11. Amend Section 26, line 13, after the word "way" by striking out down to the word "mile" in line 21, and inserting in lieu thereof the following: "unless said extension shall be warranted by future business over proposed new lines. All extensions ordered as aforesaid shall be made upon the express condition that at least five thousand people reside within a radius of one square mile of the terminus of said extension."—P. H. Moynihan.

12. Amend Section 26, line 24, page 48, by inserting after the word "railway" the words "under any new ordinance."—P. H. Moynihan.

13. Amend Section 10 of the ordinance for the Chicago City Railway Company, published in the Council Proceedings under date of December 4, 1905, by inserting in line 53 of said section, on page 1668, Council Proceedings, after the word "used" the following words: "The granite blocks shall be laid in a bed of sand one (1) inch in depth spread on a foundation of cement concrete of a depth of at least six (6) inches."—Charles Werno.

14. Amend Section 10 of the ordinance for the West Chicago Street Rail-



road Company, published in the Council Proceedings under date of December 4, 1905, by inserting in line 54 of said section, on page 1697, after the word "used" the following words: "the granite blocks shall be laid in a bed of sand one (1) inch in depth spread on a foundation of cement concrete of a depth of at least six (6) inches."—Charles Werno.

15. Amend Section 10 of the ordinance for the North Chicago Street Railway Company, published in the Council Proceedings under date of December 4, 1905, by inserting in line 47 of said section, on page 1728, after the word "used" the following words: "the granite blocks shall be laid in a bed of sand one (1) inch in depth spread on a foundation of cement concrete of a depth of at least six (6) inches."—Charles Werno.

#### MINORITY REPORT.

The minority members of the Committee on Local Transportation presented the following report:

Ald. Werno moved that the report be deferred and published.

The motion prevailed.

The following is the report:

*To the Honorable Mayor and City Council of the City of Chicago:*

GENTLEMEN—We, the minority of the Local Transportation Committee, respectfully report to your Honorable Body that we recommend as a substitute for the majority report the ordinances introduced in the City Council by his Honor, the Mayor, November 13th, 1905, entitled "An ordinance authorizing the City of Chicago to construct, acquire, purchase, own and maintain street railways within its corporate limits, and providing the means therefor," and the ordinance authorizing the City of Chicago to operate street railways, and recommend that the ordinances be passed by your Honorable Body so that they may be sub-

mitted to the people at the election to be held April 3, 1906.

WILLIAM E. DEVER,  
NICHOLAS R. FINN,  
MICHAEL ZIMMER,  
JOHN J. BRADLEY.

(For publication of above ordinance see current Council Proceedings, December 4, 1905, pages 1768 to 1785 inclusive.)

#### SCHOOLS.

The Committee on Schools, to whom was referred requests of Board of Education for additional appropriations for Graeme Stewart School and for building at Perry street and Granville avenue, submitted a report recommending the passage of the accompanying orders.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 10, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred requests of Board of Education for additional appropriations to complete Graeme Stewart School building and building corner Perry street and Granville avenue, having had the same under advisement, beg leave to report and recommend the passage of the following orders:

*Ordered*, That the additional sum of \$20,000 be appropriated for the completion of the Graeme Stewart School building, and that the Comptroller is hereby authorized and directed to set aside the said sum of \$20,000 out of the unappropriated balance of the building account for the completion of said school.

*Ordered*, That the additional sum of \$10,000 be appropriated for the erection of school building corner Perry street and Granville avenue, and the Comptroller is hereby authorized and directed to

set aside the said sum of \$10,000 out of the unappropriated balance of the building account for the erection of said school building.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred request of Board of Education for property adjoining the Jenner School, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 10, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education for Lot 15 adjoining Jenner School, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to purchase from the owner, Lot 15 in Block 14, in Roger's Subdivision of the northeast one-quarter of the southwest one-quarter of Section 4, Township 39 North, Range 14 East of the Third Principal Meridian, adjoining the Jenner School, for the sum of \$2,750.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred request of Board of Education for property adjoining Lloyd School, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 10, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom

was referred request of Board of Education for property adjoining Lloyd School premises, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

Lots 36 to 48, both inclusive, Block 16, in Chicago Land Investment Co.'s Sub. N. E.  $\frac{1}{4}$ , Section 33, 40, 13, together with all buildings and improvements thereon, being 267.2 feet on North 49th avenue running from Dickens to Castello avenues, by a depth of 125 feet west of the Lloyd School premises.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred ordinance for vacation of alley adjoining the Lloyd school, submitted a report recommending the passage of the same.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 10, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred ordinance for vacation of alley adjoining Henry D. Lloyd School, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has acquired title to Lots 12 to 46, both inclusive, in Block 16, in Chicago Land Investment Company's Subdivision, in North East one-quarter, Section 33-40-13, in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to

be used as the site of the Henry D. Lloyd School.

WHEREAS, The aforesaid lots 12 to 35, both inclusive, are separated from the aforesaid lots 36 to 46, both inclusive, by a public alley 16 feet in width, running north and south from Castello to Dickens avenue.

WHEREAS, The Board of Education of the City of Chicago has requested the City Council to vacate the said alley, now, therefore

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running north and south from Castello Avenue to Dickens Avenue between the aforesaid lots 12 to 35, both inclusive, and lots 36 to 46, both inclusive, be and the same is hereby vacated as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval and there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a plat showing the alley so vacated.

MICHAEL ZIMMER,  
Chairman.

ALSO,

The same Committee, to whom was referred request of Board of Education for property adjoining the Irving Park School, submitted a report recommending as follows:

Ald Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 10, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education for property adjoining Irving Park

School, having had the same under advisement, beg leave to report and recommend that the request of the Board of Education be not concurred in. We believe the present site with the addition of the south end of the west half of the block is ample as agreed on by the Board of Education a year ago. If not, we would recommend that the 150 feet north of the present site be condemned. This will not delay the building which is needed very much.

MICHAEL ZIMMER,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance for the vacation of alley adjoining the Irving Park School, submitted a report recommending that the same be placed on file.

Ald. Zimmer moved to concur in the report.

The motion prevailed.

## GAS, OIL AND ELECTRIC LIGHT.

The Committee on Gas, Oil and Electric Light, to whom was referred request of Brunswick, Balke, Collender Company for reduction of rental for conduit space, submitted a report recommending the passage of an accompanying ordinance.

Ald Young moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Gas, Oil and Electric Light, to whom was referred request of Brunswick, Balke, Collender Company for reduction of rental for conduit space, having had the same under advisement, beg leave to report and

recommend the passage of the accompanying ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 2176 of the Revised Municipal Code of Chicago of 1905 be, and the same is hereby amended so as to read as follows:

Any person or corporation leasing space in any city conduit, or part thereof, or connection thereto, under the authority of this Article, shall pay to the city, as rental for such use, at the rate of one thousand dollars (\$1,000.00) per year per mile per duct of two and one-half ( $2\frac{1}{2}$ ) inches diameter; where the ducts are larger or smaller than two and one-half ( $2\frac{1}{2}$ ) inches in dimension a proportionate charge per mile per duct shall be based on the area of the cross section of the duct leased; Provided, that when a small wire or cable is to be placed in the leased duct, requiring only a small part of the duct space, and such use will not prevent the placing of other wires or cables therein, then the charge shall be based on the area of the cross section of that part of the duct used.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

LYNN H. YOUNG,

*Chairman.*

## STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred an ordinance granting permission to Armour & Company to construct a bulkhead at 32d street and Benson avenue, submitted a report recommending the passage of the same.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting permission to Armour & Company to maintain a bulkhead or elevated platform at 32d street and Benson avenue, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

### AN ORDINANCE

Authorizing Armour & Company to construct and maintain a platform on the north side of 32d street at Benson avenue.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Armour & Company, a corporation organized and existing under the laws of the State of Illinois, its successors and assigns, to construct and maintain a platform four (4) feet in height above the street grade on the north side of 32d street, beginning at the corner of Benson avenue and extending east between the face of the building of the grantee and the switch track in said street, a distance of two hundred and ninety-two (292) feet to a private alley, and from the east side of said private alley sixty (60) feet farther, a total of three hundred and fifty-two (352) feet. Said raised platform shall be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works, and shall be constructed and located substantially as shown on the plat which is hereto attached and made a part of this ordinance.

SECTION 2. The permission and authority herein granted are upon the express condition that said Armour & Company, the grantee herein, will, within ten (10) days after the date of the passage

of this ordinance, file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor and conditioned to at all times hereafter indemnify, save and keep harmless the City of Chicago from any and all liabilities, damages, loss, judgments, costs and expense whatsoever, which may be suffered by, may accrue against, may be charged to or may be recovered from said city by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee in the construction or maintenance of said platform, or in failing to keep in repair any part of said platform during the life of this ordinance, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force then the privileges herein granted shall thereupon cease.

SECTION 3. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance and the ordinance shall at any time before the expiration thereof, be subject to modification, amendment or repeal, and in case of repeal all privileges herein granted shall cease and determine.

SECTION 4. Said grantee shall not construct said platform or in any way disturb the sidewalk until it shall have secured the permission of the Department of Public Works to do so, and the same shall be constructed and maintained in a manner satisfactory to the Commissioner of Public Works, and the said grantee shall, during the life of this ordinance, so maintain the said platform that

the surface thereof shall remain in good condition and repair, and all work done hereafter under and by virtue of the rights and privileges granted by this ordinance shall be subject to and conform to such rules and regulations as the Commissioner of Public Works of said city may make for keeping in repair the portions of the sidewalk so used for said raised platform, and said grantee shall, at its own expense, keep and maintain such platform in good condition and repair to the satisfaction of said Commissioner of Public Works.

SECTION 5. The construction and maintenance of the platform herein authorized shall be subject to all the existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and maintenance of such platforms, bulkheads and sidewalks, and the use and maintenance of same shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 6. Upon the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said platform and put the sidewalk in such condition as the Commissioner of Public Works may require and as may be satisfactory to said Commissioner, and if the said grantee shall fail to remove said platform and put the sidewalk into satisfactory condition as herein provided, then the City of Chicago may, after giving ten (10) days notice to the said grantee or its securities, remove said platform and put said sidewalk into such satisfactory condition at the expense and cost of said grantee, which said expense and cost, the said grantee in accepting this ordinance agrees to pay on demand.

SECTION 7. In consideration of the privileges herein granted, said Armour & Company shall pay to the said City of Chicago the sum of two hundred and eighty (\$280) dollars per annum, in advance, each and every year during the

life of this ordinance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 8. This ordinance shall take effect and be in force from and after its passage and approval; provided that within ten (10) days from the date of its passage said Armour & Company shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance and a bond as hereinbefore provided.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to Marshall Field & Company to construct a bridge across Holden place, submitted a report recommending the passage of the same.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 11, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance, Marshall Field & Co., to construct a bridge across Holden place, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be, and the same are hereby granted to Marshall Field & Company, its successors and assigns, to construct, maintain and use a bridge or covered passageway across Holden Place, connecting the building on Lot four (4) in Block thirteen (13) Fort Dearborn addition to Chicago, with the building on Lot thirteen (13) in said block; said bridge or covered passageway shall be

constructed of incombustible material, and located in accordance with the plat hereto attached, which is made a part hereof, and to which express reference is hereby had, a copy of which said plat and also plans and specifications for the construction thereof, which shall first be approved by the Commissioner of Public Works and the Fire Marshal, shall at all times be kept on file in the office of the Commissioner of Public Works. The lowest portion of said bridge or covered passageway shall not be less than eighteen (18) feet above the grade of Holden place over which said bridge or covered passageway shall cross, and said bridge or covered passageway shall not exceed one hundred sixty-nine feet in height, nor twenty feet in width, nor comprise more than eleven stories. Said bridge or covered passageway shall be constructed and maintained under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and no permit shall be issued allowing any work to be done in and about the construction of said bridge or covered passageway until plans and specifications shall first have been submitted to and approved by the said Commissioner of Public Works and Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto at the discretion of the Mayor.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said Marshall Field & Company, its successors or assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed or until such time as said bridge or covered passageway is removed, the sum of thirty-five hundred (\$3,500) dollars per year, payable in quarter annual installments, in advance; the first payment to be made as of the date of the passage of this ordinance, and each

succeeding payment annually thereafter, and it is expressly understood and agreed that if any default is made in the payment of any installment of said compensation, the privileges hereby granted shall at once terminate.

SECTION 4. At the termination of the privileges hereby granted, by lapse of time or otherwise, said grantee, its successors or assigns, shall remove said bridge or covered passageway at its or their own expense, and without any cost or expense of any kind whatsoever to the City of Chicago; provided that in the event of a failure, neglect or refusal on the part of said grantee, its successors or assigns to remove said bridge or covered passageway, the City of Chicago may proceed to remove same and charge the expense thereof to said grantee, its successors or assigns.

SECTION 5. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform, all and singular, the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall

not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 6. This ordinance shall take effect and be in force from and after its passage: provided the said grantee files its written acceptance of this ordinance, together with the bond hereinabove provided for within thirty (30) days.

ERNEST BIHL,  
*Chairman.*

#### STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred an ordinance for the vacation of part of an alley in Block 7, Simon's Subdivision, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 8, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance vacating part of alley in Block 7, Simon's Subdivision, dedicating part of Lot 36, in Block 7, aforesaid, having had the same under advisement, beg leave to report and recommend the passage of the following substitute ordinance and that no compensation be charged for this vacation, in view of the fact that the land dedicated exceeds the land vacated by some 260 feet of higher priced land.

#### AN ORDINANCE

Vacating a portion of the alley running north and south in Block seven (7), of Simon's Subdivision of the southeast quarter ( $\frac{1}{4}$ ) of Section thirty-five (35), Township forty (40) North, Range thirteen (13), East of the Third

Principal Meridian in Cook County, Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of the alley running north and south in Block seven (7), of Simon's Subdivision of the southeast quarter ( $\frac{1}{4}$ ) of Section thirty-five (35), Township forty (40) North, Range thirteen (13), East of the Third Principal Meridian, as shown on the attached plat which is hereby made a part of this ordinance, being the south 84 feet of said alley, be and the same is hereby vacated, inasmuch as it is no longer required by the general public for use as an alley and public interest will be subserved by its vacation.

SECTION 2. The vacation provided for in Section 1 hereof is made upon the express condition that the north 16 feet of Lot thirty-six (36), in said Block seven (7), as shown on the said plat, be dedicated by the owners thereof to the City of Chicago for a public alley without cost to the said city; and also that the said owners of said property shall, within thirty days after the passage of this ordinance, file in the office of the Recorder of Deeds of Cook County, a plat showing such vacation and the dedication of the new alley herein provided for.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and approval, subject to the conditions provided for in Section 2 hereof.

THOS. M. HUNTER,  
*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance for the vacation of an alley in Block 1, Hayward's Subdivision, submitted a report recommending that the same be placed on file.

Ald. Hunter moved to concur in the report.

The motion prevailed.

## STREETS AND ALLEYS, NORTH DIVISION.

The Committee on Streets and Alleys, North Division, to whom was referred an ordinance granting permission to Charles A. McAllister to lay a switch track, submitted a report recommending the passage of the same.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred ordinance granting permission to Charles A. McAllister to lay switch track across Ontario street, adjoining the right-of-way of the C., M. & St. P. tracks, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Charles A. McAllister, his heirs and assigns, to lay down, construct, maintain and operate one single railroad switch track across Ontario street, substantially as shown on the plat hereto attached and made a part hereof.

SECTION 2. That the permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance; provided, however, that this ordinance shall, at any time before the expiration thereof, be subject to modification, amendment or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portions of said street as are occupied by said switch track in good condition.



repair, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said street occupied by said switch track to a condition similar to the remaining portion of said street in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the said switch track herein provided shall be subject to all the existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and operation of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In the consideration of the privileges herein granted, and as compensation thereof, the said Charles A. McAllister, his heirs and assigns, shall pay to the City of Chicago the sum of sixty-two (62) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. The privileges hereby granted shall immediately terminate and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted the said grantee shall execute a bond to the City of Chicago in the penal

sum of \$10,000, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance and conditioned, further, to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city by reason of or on account of the passage of this ordinance, or by reason of or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liabilities of the sureties thereon shall be kept in force throughout the life of this ordinance, and, if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that within thirty (30) days after its passage the grantee shall file an acceptance in writing of said ordinance, and also the bond herein provided for with the City Clerk of the City of Chicago.

M. D. DOUGHERTY,  
*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance granting permission to Swift & Company to lay a switch track, submitted a report recommending the passage of the same.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys,

North Division, to whom was referred ordinance granting Swift & Company permission to lay a switch track in Herndon street, from Wellington avenue to George street, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be, and the same are hereby given and granted to Swift & Company, a corporation, its successors or assigns, to lay down, construct, maintain and operate one single railroad switch track in, along and upon the easterly side of Herndon street, from the south line of Wellington street to the north line of George street, and connecting with the main track of the Chicago, Milwaukee & St. Paul R. R. Company in Herndon street, for and during the period of ten (10) years from and after the date of the passage of this ordinance.

SECTION 2. The permission and authority herein granted are upon the express condition that said Swift & Company, the grantee herein, will, within ten days after the date of the passage of this ordinance, file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand dollars (\$10,000.00), with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save and keep harmless the City of Chicago from any and all liabilities, damages, loss, judgments, costs and expense whatsoever which may be suffered by, may accrue against, may be charged to or may be recovered from said city by reason or on account of the passage of this ordinance, or by reason or on account of any act of thing done by said grantee herein by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee in the maintenance or operation of said switch track, or in failing to keep in repair any part of said

Herndon street which said grantee is herein required to keep in repair, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 3. This ordinance shall at any time before the expiration thereof be subject to modification or repeal, and, in case of repeal, all privileges hereby granted shall thereupon immediately cease and determine.

SECTION 4. During the life of this ordinance the grantee herein shall keep such portion of Herndon street as is occupied by said switch track in good condition and repair, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said street so occupied by said switch track to a condition similar to the remaining portion of said street in the same block, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

Should said grantee fail to keep in repair any such parts of said street in such manner as the Department of Public Works shall direct, then said department may repair the same, and the expense thereof shall be paid by the said grantee. Should said grantee at the expiration of the privileges herein granted, either by lapse of time or otherwise, fail to remove said track and restore said parts of said street so occupied by said track to a proper condition, as herein required, such work shall be done by or under the direction of the Department of Public Works of the City of Chicago, and the

cost and expense of such work shall be paid by said grantee.

SECTION 5. The maintenance and operation of the switch track herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the use and operation of switch tracks and railway tracks, and the maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 6. In consideration of the privileges herein granted said Swift & Company shall pay to the said City of Chicago the sum of two hundred and fifty dollars per annum in advance, each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance and each succeeding payment annually thereafter.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of its passage, said Swift & Company shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance and a bond as hereinbefore provided.

M. D. DOUGHERTY,  
*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance granting permission to the Monarch Refrigerating Company to maintain a bulkhead on Michigan street, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys,

North Division, to whom was referred ordinance granting permission to Monarch Refrigerating Company to maintain bulkhead on Michigan street, between Cass and Rush streets, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Authorizing the Monarch Refrigerating Company to Maintain a Bulkhead on the North Side of Michigan Street, Between Cass Street and Rush Street.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to the Monarch Refrigerating Company, a corporation organized and existing under the laws of the State of Illinois, its successors and assigns, to maintain a wooden bulkhead on the north side of Michigan street, between Cass street and Rush street, in said City of Chicago.

SECTION 2. The permission and authority herein granted are upon the express condition that said Monarch Refrigerating Company, the grantee herein, will, within ten days after the date of the passage of this ordinance, file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save and keep harmless the City of Chicago from any and all liabilities, damages, loss, judgments, costs and expense whatsoever which may be suffered by, may accrue against, may be charged to or may be recovered from said city by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee in the main-

tenance of said bulkhead, or in failing to keep in repair any part of said bulkhead or sidewalk so used and herein required to be kept in repair, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 3. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and the ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

SECTION 4. During the life of this ordinance the grantee herein shall so maintain said bulkhead that the surface thereof shall remain in good condition and repair, and all work done hereafter under and by virtue of the rights and privileges granted by this ordinance shall be subject to and conform to such rules and regulations as the Commissioner of Public Works of said city may make for keeping in repair the portions of the sidewalk so used for said bulkhead, and said grantee shall, at its own expense, keep and maintain said portion of said sidewalk in good condition and repair, to the satisfaction of said Commissioner of Public Works.

SECTION 5. The maintenance of the bulkhead herein authorized shall be subject to all the existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and maintenance of bulkheads and sidewalks, and the use and maintenance of same shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 6. Upon the termination of the

rights and privileges herein granted by expiration of time or otherwise, said grantee shall remove said bulkhead and put the sidewalk in such condition as the Commissioner of Public Works may require, and as may be satisfactory to said Commissioner; and, if the said grantee shall fail to remove said bulkhead, and put the sidewalk into satisfactory condition, as herein provided, then the City of Chicago may, after giving ten (10) days' notice to the said grantee or its sureties, remove said bulkhead and put said sidewalk into such satisfactory condition at the expense and cost of said grantee, which said expense and cost the said grantee, in accepting this ordinance, agrees to pay on demand.

SECTION 7. In consideration of the privileges herein granted said Monarch Refrigerating Company shall pay to the said City of Chicago the sum of three hundred and seventy-two (\$372.00) dollars per annum in advance, each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 8. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of its passage said Monarch Refrigerating Company shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance and a bond, as hereinbefore provided.

M. D. DOUGHERTY,

*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance granting permission to A. Bolter's Sons to lay a switch track, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred ordinance granting permission to A. Bolter's Sons to maintain a switch track across an alley in block bounded by Fullerton avenue, Herndon street, Belden avenue and Ward street, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fired by the Committee on Compensation.

#### AN ORDINANCE

Authorizing the construction and maintenance of a single switch track by A. Bolter's Sons, crossing the alleys in the block bounded by Fullerton avenue, Herndon street, Belden avenue and Ward street.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to A. Bolter's Sons, a corporation organized under the laws of the State of Illinois, its successors or assigns, to lay down, construct, maintain and operate a single railroad switch track in, over, along and upon those parts of the alleys lying west of the Chicago, Milwaukee and St. Paul Railroad track in the block bounded by Fullerton avenue, Herndon street, Belden avenue and Ward street, connecting the premises of said corporation with the track of the Chicago, Milwaukee and St. Paul Railroad Company, in the manner shown by the annexed plat, for and during the period of ten (10) years from and after the date of the passage of this ordinance.

SECTION 2. The permission and authority herein granted are upon the express condition that said A. Bolter's Sons, the grantee herein, will, within ten days after the date of the passage of this ordinance, file with the City Clerk of

the City of Chicago a bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save and keep harmless the City of Chicago from any and all liabilities, damages, loss, judgments, costs and expense whatsoever which may be suffered by, may accrue against, may be charged to or may be recovered from said city by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee in the maintenance or operation of said switch track, or in failing to keep in repair any parts of said alleys which said grantee are herein required to keep in repair, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 3. This ordinance shall at any time before the expiration thereof be subject to modification or repeal, and in case of repeal, all privileges hereby granted shall thereupon immediately cease and determine.

SECTION 4. During the life of this ordinance the grantee herein shall keep such portions of said alleys as are occupied by said switch track in good condition and repair, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said alleys occupied by said switch track to a condition similar

to the remaining portions of the alleys in the same block, and safe for public travel to the satisfaction and approval of the Commissioner of Public Works.

Should said grantee fail to keep in repair any such portions of said alleys in such manner as the Department of Public Works shall direct, then said Department may repair the same, and the expense thereof shall be paid by the said grantee. Should said grantee at the expiration of the privileges herein granted either by lapse of time or otherwise, fail to remove said track and restore said parts of said alleys so occupied by said track to a proper condition, as herein required, such work shall be done by or under the direction of the Department of Public Works of the City of Chicago, and the cost and expense of such work shall be paid by said grantee.

SECTION 5. The maintenance and operation of the switch track herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and operation of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 6. In consideration of the privileges herein granted said A. Bolter's Sons shall pay to the said City of Chicago the sum of twenty-five dollars per annum in advance, each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance and each succeeding payment annually thereafter.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of

its passage said A. Bolter's Sons shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance and a bond as hereinbefore provided.

M. D. DOUGHERTY,  
*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance granting permission to Elise Kirchheimer to lay a switch track, submitted a report recommending the passage of the same.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred ordinance granting permission to Elise Kirchheimer switch track privilege across alley in Buckner's subdivision of Block 5, in the Kingsbury tract, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Elise Kirchheimer, her heirs and assigns, to lay down, construct, maintain and operate one single railroad switch track across the alley in Buckner's Subdivision of Block five (5), in the Kingsbury tract, substantially as shown on the plat hereto attached and made a part hereof.

SECTION 2. That the permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, provided, however, that this ordinance shall, at any time before the expiration thereof, be subject to modification and amendment

or repeal, and in case of repeal all privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portions of said street as are occupied by said switch track in good condition and repair, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto and shall forthwith restore said street occupied by said switch track to a condition similar to the remaining portion of said street in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the said switch track herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and operation of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In the consideration of the privileges herein granted, and as compensation thereof, the said Elise Kirchheimer, her heirs and assigns, shall pay to the City of Chicago the sum of twenty-five dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. The privileges hereby granted shall immediately terminate and the ordinance become null

and void if default is made in the prompt payment of any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted the said grantee shall execute a bond to the City of Chicago in the penal sum of \$10,000, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance; and conditioned further to indemnify, save and keep harmless the City of Chicago, from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city by reason of or on account of the passage of this ordinance or by reason of or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liabilities of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that within thirty (30) days after its passage the grantee shall file an acceptance in writing of said ordinance, and also the bond herein provided for with the City Clerk of the City of Chicago.

M. D. DOUGHERTY,  
*Chairman.*

#### BUILDING DEPARTMENT.

The Committee on Building Department, to whom was referred an order for a permit to E. J. Feindt to erect a frame barn, submitted a report recommending the passage of the same.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Building Department, to whom was referred order E. J. Feindt, permit for frame barn, having had the same under advisement, beg leave to report and recommend that the order do pass.

Ordered, That the Commissioner of Buildings be and he is hereby directed to issue to E. J. Feindt, of 6723 Michigan avenue, permit to erect a frame barn 23x18 feet on the rear of the lot known as 6722 Indiana avenue.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same Committee to whom was referred a petition to extend the fire limits, submitted a report recommending the passage of an accompanying ordinance.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Building Department, to whom was referred a petition to extend the fire limits, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 686 of Article 20 of Chapter 15 of the Revised Code of Chicago, passed March 20, 1905, be and the same is hereby amended so as to read as follows:

The fire limits of the City of Chicago shall be and are hereby defined as fol-

lows: All that part of the City of Chicago bounded by the following limits: Commencing at the intersection of the shore of Lake Michigan and a line one hundred and fifty feet north of the center line of Belmont avenue, thence west on said first-mentioned line to the center line of North Halsted street, thence south along said center line of North Halsted street to the center line of Fullerton avenue, thence west along said center line of Fullerton avenue to the center of the North Branch of the Chicago River, thence northwesterly along the center of said North Branch of the River to the center line of Belmont avenue, thence west along said center line of Belmont avenue to the center line of Kedzie avenue, thence south along said center line of Kedzie avenue to the center line of West North avenue, thence west along said center line of West North avenue to the center line of North Fortieth avenue, thence south along said center line of North Fortieth avenue to the center line of the first alley north of Park avenue, thence west along the center line of said alley to the center line of South Forty-sixth avenue, thence south along said center line of South Forty-sixth avenue to the center line of West Madison street, thence west along the center line of West Madison street to the center line of South Forty-eighth avenue, thence north along said center line of South Forty-eighth avenue to the center line of Kinzie street, thence west along said center line of Kinzie street to the center line of South Fifty-second avenue, thence south along said center line of South Fifty-second avenue to the center line of West Madison street, thence east along said center line of West Madison street to the center line of South Fiftieth avenue, thence south along said center line of South Fiftieth avenue to the north line of the present right-of-way of the Chicago & Great Western Railroad Company, thence east along



the said north line of said right-of-way to the center line of South Forty-eighth avenue, thence south along the said center line of South Forty-eighth avenue to the center line of West Twelfth street, thence east along said center line of West Twelfth street to the center line of South Forty-sixth avenue, thence south along said center line of South Forty-sixth avenue to the center line of West Twenty-second street, thence east along said center line of West Twenty-second street to the center line of South Fortieth avenue, thence south along said center line of South Fortieth avenue to the center line of the Illinois and Michigan Canal, thence northeasterly along the center line of said canal to the center line of South Western avenue, thence south along said center line of South Western avenue to the center line of West Thirty-ninth street, thence east along said center line of West Thirty-ninth street to the center line of State street, thence south along said center line of State street to the north line of West Forty-seventh street, thence west along said north line of West Forty-seventh street to a line seventy-five feet west of the west line of South Halsted street, thence south along said line seventy-five feet west of the west line of South Halsted street to a line seventy-five feet north of the north line of West Sixty-third street, thence west along said line seventy-five feet north of the north line of West Sixty-third street to the center line of South Ashland avenue, thence south along the center line of South Ashland avenue to the center line of West Sixty-third street, thence east along said center line of West Sixty-third street to the center line of State street, thence south along said center line of State street to the center line of East Seventy-fifth street, thence east along said center line of East Seventy-fifth street to the shore of Lake Michigan, thence northerly and northwesterly along the shore of Lake Michigan to the place of beginning.

Also commencing at a point in the center of Manistee avenue, where it intersects the right-of-way of the main line of the Lake Shore & Michigan Southern Railroad; thence northeasterly and north along the center line of Manistee avenue to the center line of Eighty-ninth street, thence east along the center line of Eighty-ninth street to the center line of Mackinaw avenue, thence south along the center line of Mackinaw avenue to the center line of Harbor avenue, thence southwesterly along the center line of Harbor avenue and Harbor avenue extended to the northeasterly line of said Lake Shore & Michigan Southern Railroad, thence northwesterly along the northeasterly line of said right-of-way to the place of beginning.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and publication.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same Committee to whom was referred order for a permit to T. Dosse to erect a brick basement, submitted a report recommending that the same be placed on file.

Ald. Harkin moved to concur in the report.

The motion prevailed.

#### COMPENSATION.

The Committee on Compensation, to whom was referred an ordinance granting permission to the Pennsylvania Company to construct a canopy at Canal and Jackson streets, submitted a report recommending the passage of the same.

Ald. Snow moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Compensation, to

whom was referred ordinance granting permission to the Pennsylvania Company to construct a fixed canopy at its passenger station, Canal and Jackson streets, for the benefit of the United States Postal Sub-Station, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

B. W. SNOW,  
*Chairman.*

#### AN ORDINANCE

Granting permission to the Pennsylvania Company to construct a fixed canopy at its passenger station, Canal and Jackson streets, for the benefit of the United States Postal Sub-Station.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Pennsylvania Company be and it is hereby granted authority to construct, maintain and use a fixed canopy or awning, constructed of corrugated iron roof and iron or steel uprights, over that portion of its passenger station, on the east side of Canal street, south of Adams street, attached to that portion of said station occupied by the United States Government for a Postal Sub-Station, between the two canopies now constructed, a distance of eighty-four (84) feet north and south.

The lowest portion of said canopy over Adams street shall not be less than eleven and one-half (11½) feet above the surface of the sidewalk; said canopy shall not extend more than sixteen (16) feet from the face of said wall, and shall not exceed eighty-four (84) feet in length.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of the same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public

Works and the Fire Marshal of the City of Chicago, copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works, and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the said Commissioner of Public Works and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantees shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago; provided that in the event of the failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove the same, and charge the expense thereof to the said grantee, its successors or assigns.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said grantee, its successors or assigns, shall pay to the City of Chicago so long as the privileges herein authorized are enjoyed, the sum of fifty (\$50) dollars per year, payable annually in advance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. And it is expressly understood and agreed that if default is made in the payment of said compensation, that the privileges hereby granted shall at once terminate.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall first have been issued by the Commissioner of Public Works au

thorizing said work to proceed, and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the sum of ten thousand (\$10,000) dollars, to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense, or liability of any kind whatsoever, which may be suffered by it, the said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessee, successors or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided, that the said grantee files a written acceptance of this ordinance, together with the bond herein provided for, within thirty days.

#### JOINT COMMITTEE ON LOCAL TRANSPORTATION AND TRACK ELEVATION.

The Joint Committee on Local Transportation and Track Elevation, to whom was referred an ordinance for the elevation of the roadbed and tracks of the Chicago & Northwestern Railway Company from North Forty-sixth avenue to Austin avenue, and the Chicago & Oak Park Elevated Railroad Company, from North Fifty-second avenue to Austin avenue, submitted a report recommending the passage of the same as amended.

Ald. Werno moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 15, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Joint Committee on Local Transportation and Track Elevation, to whom was referred an ordinance for the elevation of the roadbed and tracks of the Chicago & Northwestern Railway Company from North Forty-sixth avenue on the east to Austin avenue on the west, and the Chicago & Oak Park Elevated Railroad Company from North Fifty-second avenue on the east to Austin avenue on the west, having had the same under advisement, beg leave to report and recommend that the same be passed as amended.

#### AN ORDINANCE

Requiring the Chicago and Northwestern Railway Company and the Chicago and Oak Park Elevated Railroad Company, respectively, to elevate the plane of certain of their railway and railroad tracks within the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. The Chicago and Northwestern Railway Company and the Chicago and Oak Park Elevated Railroad Company are each respectively, hereby ordered and required to elevate the plane of their roadbeds and tracks within the limits of the City of Chicago in manner and upon the conditions hereinafter specified, that is to say:

Paragraph 1. The Chicago and Northwestern Railway Company shall commence the elevation of its roadbed and tracks at a point about on the west line of North Forty-sixth Avenue; from said initial point the proposed elevated roadbed and tracks of said company shall continue in a westerly direction on an ascending gradient of about six hundred and thirty-eight (638) feet to a point about ten (10) feet west of the east line of North Forty-seventh Avenue where an elevation of not less than 32.62 feet

above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.738 per centum for a distance of about six hundred and sixty-two (662) feet to a point about ten (10) feet west of the east line of North Forty-eighth Avenue where an elevation of not less than 37.5 feet above city datum shall be attained. Thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.157 per centum for a distance of about one thousand three hundred and forty (1340) feet to a point about on the east line of North Fiftieth Avenue where an elevation of not less than 39.6 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.292 per centum for a distance of about one thousand three hundred and twenty (1320) feet to a point about on the east line of North Fifty-second Avenue where an elevation of not less than 43.5 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on a level grade for a distance of about seven hundred and twenty-five (725) feet to a point about on the west line of North Fifty-third Avenue where an elevation of not less than 43.5 feet above city datum shall be maintained; thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.482 per centum for a distance of about one thousand four hundred and ten (1410) feet to a point about on the east line of Pine Avenue where an elevation of not less than 50.4 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.22 per centum for a distance of about four hundred and ninety-five (495) feet to the east line of Central Avenue where an elevation of not less

than 51.5 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on a level grade for a distance of about two thousand seven hundred (2700) feet to a point about on the west line of Austin Avenue where the same elevation above city datum shall be maintained; thence said elevated roadbed and tracks shall continue in a westerly direction and may descend on the most suitable gradient convenient and practicable to said railway company to a connection with its present roadbed and tracks.

Paragraph 2. The Chicago and Oak Park Elevated Railroad Company shall commence the elevation of its roadbed and tracks at the most desirable point on its elevated roadbed and tracks about one hundred and thirty (130) feet west of the center line of North Fifty-second Avenue at an elevation of about 49.122 feet above city datum and rising therefrom on any gradient or gradients and within any length or distance by said company deemed best for the proper maintenance and operation of said railroad to a point about on the east line of Pine Avenue where an elevation of not less than 50.4 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.22 per centum for a distance of about four hundred and ninety-five (495) feet to the east line of Central Avenue where an elevation of not less than 51.5 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on a level grade for a distance of about two thousand seven hundred (2700) feet to a point about on the west line of Austin Avenue where the same elevation above city datum shall be maintained; thence said elevated roadbed and tracks shall continue in a westerly direction and may descend on the most suitable gradient

convenient and practicable to said railroad company to a connection with its present roadbed and tracks.

Paragraph 3. The railway and railroad company mentioned in this ordinance are hereby authorized to make such changes in the position and alignment of their main and side tracks and switch connections as they, or either of them, may from time to time deem necessary or convenient and said railway and railroad company are hereby authorized to construct such elevated embankments the full width of their right-of-way and may construct, maintain and operate thereon such number of tracks as they may deem necessary or convenient for the transaction of their business, and to carry such additional tracks over all intervening streets, avenues and alleys in the same manner as is herein provided for existing tracks, and to make such changes in the position and alignment of their main and side tracks and switch connections as may be desirable in order to carry out the provisions of this ordinance.

Paragraph 4. All elevations of the railway and railroad tracks mentioned in this ordinance shall refer to the top of the rail.

Paragraph 5. Permission and authority is hereby granted to said Chicago and Northwestern Railway Company, which is hereby required to elevate its roadbed and tracks as aforesaid, to construct branch, spur or side tracks from any point along the line to be elevated pursuant to the provisions of this ordinance, to reach any industrial or commercial establishments which are now connected with said lines so to be elevated, by existing branch, spur or side tracks on any land adjoining to said lines so to be elevated and to cross with such branch, spur or side track any streets or portion of a street not more than thirty-three (33) feet wide, or any alley or other public way of width not greater than thirty-three (33) feet

which may intervene between said main lines and said establishments, in such manner as shall be approved by the Commissioner of Public Works; Provided that in all such cases such tracks shall leave a clear head room for the public way of not less than twelve (12) feet; but in case it shall be necessary in order to obtain such head room to depress any such street, alley or public way, it may be so depressed upon condition that said company constructing such branch, spur or side track shall do all the excavating necessary to make such depression with approaches thereto at proper gradients, and shall restore such street, alley or public way as near as may be to its former condition; Provided, however, nothing in this ordinance contained shall be considered as in any way extending the time during which the various private switch tracks may be operated and maintained which are now constructed leading to any industrial or commercial establishments on said lines of railroad.

SECTION 2. The embankment or embankments on which said elevated roadbeds shall be constructed within the aforesaid limits shall be composed of cinders, slag, sand, clay, gravel, loam, broken stone or whatever else may compose the surplus material excavated from the subways and from the foundation pits and trenches along the line of said work.

The side slopes and lateral dimensions of said embankment will be fixed and determined by the natural angle of repose of the materials of which said embankment may be constructed, but whenever it may become necessary for the purpose of keeping said embankment entirely within the lines of the right of way of said company, or companies, such portions of said embankment at all such points shall be kept within said right of way lines by or they shall be confined between retaining walls of stone,

concrete or brick masonry; Provided, however, that whenever said retaining walls are of insufficient height to properly protect said right of way and to prevent trespassing thereon, then said retaining walls as aforesaid shall be surmounted with a suitable fence or railing. but whenever said retaining walls are not used at all the right of way of said company, or companies, shall be fenced in, or otherwise properly enclosed in compliance with the present ordinances of the City of Chicago relating to the fencing of railroad tracks.

SECTION 3. The said elevated tracks shall be carried across all intersecting streets, avenues and alleys which by the terms of this ordinance are to be provided with subways, on suitable bridges of one, two, three or four spans, whose superstructure shall consist of iron or steel girders with iron or steel main floor or ordinary track stringers, but should the latter method be adopted by either of said companies, then some suitable device shall be provided to prevent storm water, dirt, oil and other substances from dropping from such elevated structure upon the subways beneath. The said bridges shall be supported upon abutments of concrete, stone or brick masonry, or on rows of iron or steel columns braced together laterally and erected on and anchored to masonry foundations constructed within the lines of the railroad's right of way and in center of curb lines of the intersecting avenues and streets, as provided in the schedule of subways herein contained. Provided, if it shall be found necessary to construct any retaining or side walls in connection with any approaches to subways to support the adjoining property line along the depression to subways, then such walls may be constructed within the limits of the street, alley or public way upon which such approach is situated and the abutments or side walls of the subway itself reached by such approach may be

correspondingly advanced into the street, so as to be in a continuous straight line with the approach wall; and in any such case the other details and dimensions of the subway given in the attached schedule of subways may be changed as far as necessary to accord with the location of retaining or side walls or abutments aforesaid.

SECTION 4. Paragraph 1. Subways shall be constructed beneath the tracks of the Chicago and Northwestern Railway Company where said tracks are intersected and crossed by North Forty-seventh avenue, North Forty-eighth avenue, North Fiftieth avenue, North Fifty-second avenue, North Fifty-third avenue, Willow avenue, Pine avenue, Central avenue, Park avenue, Waller avenue, Prairie avenue, Franklin avenue and Austin avenue.

Paragraph 2. Subways shall be constructed beneath the tracks of the Chicago and Oak Park Elevated Railroad Company where said tracks are intersected and crossed by North Fifty-third avenue, Willow avenue, Pine avenue, Central avenue, Park avenue, Waller avenue, Prairie avenue, Franklin avenue, and Austin avenue.

Paragraph 3. As to the subways mentioned in Section 4, Paragraph 1 of this ordinance, the subways in Willow avenue, Pine avenue, Central avenue, Park avenue, Waller avenue, Prairie avenue, Franklin avenue, and Austin avenue are to be constructed by the Chicago and Northwestern Railway Company and the Chicago and Oak Park Elevated Railroad Company. All that part of said above mentioned subways and north approaches lying north of the south line of the right of way of the Chicago and Northwestern Railway Company shall be constructed by said Chicago and Northwestern Railway Company across the width of their respective rights of way; and the said Chicago and Oak Park Elevated Railroad Company shall construct the re-

maining portion and the south approaches to said subways lying south of the south line of the Chicago and Northwestern Railway Company's right of way; but the provisions of Paragraphs 2 and 3 of Section 4 shall not apply to the railroad company in case it shall elect to elevate its tracks as provided in Section 17 of this ordinance.

**SECTION 4a.** The several subways hereinbefore referred to in Section 4 of this ordinance, and which shall be constructed with the elevation upon which said tracks are to be placed, shall as to their size and dimensions, locations and other details be in accordance with the following schedule:

Subway in North Forty-seventh avenue,  
Under the Chicago and Northwestern  
Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 19.42 feet above city datum. This level shall extend to the right of way line of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into Moreland and the east approach into West Kinzie street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway and in Moreland avenue and West Kinzie street shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same.

Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 11.0 feet.

Subway in North Forty-eighth avenue,  
Under the Chicago and Northwestern  
Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 22.5 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into Moreland, and the east approach into West Kinzie street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway and in Moreland and West Kinzie street shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.5 feet.

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Subway in North Fiftieth avenue, Under the Chicago and Northwestern Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 26.1 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into Moreland.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway and in Moreland shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in North Fifty-second avenue, Under the Chicago and Northwestern Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 30.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into Moreland, Linden Park, and also West Lake street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

Subway in North Fifty-third avenue, Under the Chicago and Northwestern Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 30.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into West Lake street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Willow avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 31.2 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approach into Austin avenue and West Lake street.



Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Pine avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 80 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 35.4 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into Austin avenue and West Lake street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one

line of posts in the center of the roadway to support girders.

Clear head room, 13.5 feet.

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Subway in Central avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into West Lake street and South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Park avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said

companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into West Lake street and South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Waller avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Prairie avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into West Lake street and South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Franklin avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be

sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

Subway in Austin avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 80 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

SECTION 4b. The grade of streets that intersect the approaches to subways, as described in Section 4a of this ordinance, shall be depressed so as to conform to the grade of the approaches into such subways.

SECTION 4c. In the several subways mentioned in this ordinance there shall be constructed a vertical curve where the head of the approaches connects with the present grade of streets, and said vertical curve shall extend not less than twenty (20) feet each side of said intersection of grades, and the middle ordinate of the vertical curve shall be equal to one-quarter ( $\frac{1}{4}$ ) the difference between the elevation of the points on said intersecting grades.

SECTION 5. All such excavations shall be made in the streets as may be required for the depression of such subways and the approaches thereto. But the depressed portion of the streets shall be restored to serviceable condition for the use of the public as soon as practicable, and all water-pipes, conduits, sewers and other substructures belonging to the city that may be disturbed by such excavations or required to be moved or deflected from the position in which they are found shall be replaced or suitable expedients shall be devised and provided to restore them as fully as may be to their former state of usefulness, but the gradients of the sewers shall not be reduced in any event. All such work shall be done by the re-

spective railway and railroad company as indicated in Section 4a, and at their sole expense; but if in the construction of any of said subways or approaches it shall become necessary to disturb, remove or destroy any pipes, conduits, wires or other property belonging to any private corporation or individual, all of the cost and expense thereof and all damage thereto shall be borne and assumed by the City of Chicago, and the said city will by condemnation, purchase or otherwise secure to said railway and railroad company the free and uninterrupted right to prosecute its or their said work and will save the said railway and railroad company harmless from any and all claims, demands and suits arising therefrom and all damages which may be recovered therefor.

**SECTION 6.** The grades of all the streets and alleys in which any subways are to be built in accordance with the provisions of this ordinance or where streets shall be depressed in accordance with this ordinance, along the line of the several subways, shall be and the same are hereby changed so as to conform to the grades of such subways as they shall be depressed, pursuant to the provisions of this ordinance.

**SECTION 7.** Provision shall be made for the drainage of the several subways wherever the streets are depressed, as provided for in this ordinance, by the construction of receiving basins properly located in or immediately adjacent to said subways, which receiving basins shall be connected and discharge their contents into the adjacent city sewers. In case the lowest point of the surface of any of said subways should be below the grade of the adjacent sewer, some other adequate means of drainage satisfactory to the Commissioner of Public Works must be devised and provided by said railway and railroad companies at their expense.

**SECTION 8. Paragraph 1.** The subways and approaches thereto so to be

constructed by said company or companies, in said streets and avenues aforesaid, wherever the same shall be depressed, shall all conform to the following structural requirements in this section mentioned, namely: The roadways in subways shall be paved with a single course of vitrified brick of standard quality, laid at right angles with the curb lines and set upon a solid foundation of hydraulic cement concrete of not less than six (6) inches thick or deep when solidly tamped in place and otherwise finished and properly crowned ready for the brick wearing surface, between which and the concrete there shall be interposed a layer of screened sand not less than one-half inch thick. The curb shall be of sound, hard limestone or concrete masonry, of standard dimensions and finish, and the sidewalks in subways shall be finished and paved with Portland cement concrete of standard quality and workmanship, and with the curbing and roadway paving shall be made, finished and put in permanent place, in accordance with the requirements of the Department of Public Works of the City of Chicago. The approaches to subways shall be in all respects restored, as near as may be, to their condition before being so excavated. The paving and sidewalks in subways where streets or avenues are not depressed shall be the same as in the adjoining parts of such streets or avenues, if such paving and sidewalks exist at the time of construction of said subways; if not, whenever such paving and sidewalks shall be provided.

Each of said railway and railroad companies shall execute a good and sufficient bond in the amount of twenty-five thousand (\$25,000.00) dollars, conditioned that it shall furnish and use such material and workmanship in the construction of the improvements heretofore specified as to insure the same to be free from all defects and to remain in continuous good order and condition,

ordinary wear excepted, for a period of ten (10) years from and after the completion and acceptance of the same; and as a guarantee of the faithful performance of the work, the quality of the material furnished and the proper construction of said improvement, each of the railway and railroad companies hereby agrees to keep and maintain the improvement made by it without additional charge or cost to the City of Chicago, in such order and condition as will be satisfactory to the Commissioner of Public Works, ordinary wear excepted, for the period of ten (10) years from and after the completion and acceptance of the same, which keeping and maintaining shall include repairs or the entire reconstruction of the same, the necessity for which may be occasioned by or through the use of faulty material or workmanship; provided, however, the railway and railroad company herein specified shall not be required to keep or maintain any part of said improvement made under this guarantee which after its completion and acceptance shall have been removed for the purpose of laying or repairing any gas, sewer, water or other pipe or conduit, in accordance with a permit granted by the City of Chicago, or to maintain or to renew any part of said improvement that may have been damaged in any manner by any work which shall have been done in accordance with or under the authority of a permit granted by the City of Chicago.

If either of said railway or railroad companies shall fail, neglect or refuse to repair, keep and maintain the said work done by it in accordance with this paragraph, within thirty (30) days after notice so to do from the Commissioner of Public Works, the Commissioner of Public Works may proceed to do, or cause to have done, the work necessary to comply with the same and collect the cost and expense thereof from the railway or railroad company mentioned in this ordinance.

Paragraph 2. As to the streets in this section mentioned which are already paved or provided with sidewalks, such paving and sidewalks may be restored with the present material, when the same is in good condition, by said railway or railroad company or companies, at its or their expense, in such portions of said streets as are required to be constructed by said company or companies, except that said company or companies shall not be required to restore any part of the paving of approaches or subways which it is the duty of any street railway company or other corporation itself to restore under existing laws or ordinances.

Paragraph 3. Said company or companies shall pave the entire length and width of the roadway in such portions of the subways as are required to be constructed by said railway and railroad company as is mentioned in this ordinance, except that such company or companies shall not be required to pave any part of the subways to be occupied by or adjacent to street railway tracks which by reason of existing laws or ordinances, or as herein provided, it will be the duty of any street railway company or other corporation itself to pave.

Paragraph 4. Any street railway company occupying any of the streets in the City of Chicago crossed by said proposed elevation shall, when and as the grade of such street shall be changed, as in this ordinance provided, at its own expense, without claim for damages, conform the grade of its track or tracks to the said change of grade of said streets, both during and after the work of depressing said streets, and nothing in this ordinance shall operate or be held to relieve such street railway companies from any liability now existing of paving such streets between or on either side of its said tracks in the manner and form as now required.

Paragraph 5. Nothing in this ordinance contained shall be construed as

to require the said railway and railroad company, or companies, or either of them, to assume or pay any damages to adjacent property or business caused by the passage and enforcement of this ordinance, or by the excavation, depression or change of grade made in any of the public avenues, streets or alleys, or of the railways of either of said companies, or to defend any suit or suits which may be brought against the said railway or railroad company, or either of them, or against the City of Chicago, or against any other party or parties for the recovery of any such damages; but it is understood and the City of Chicago hereby agrees that all such damages, if there are any, shall be adjusted and paid by the City of Chicago, and the said city will assume the defense of any and all suits brought for the recovery of the same, intervening therein if necessary for such purposes, and will wholly relieve said railway or railroad company or companies, from defending the same, and will pay all judgments recovered therein; provided, however, that each of said companies shall be liable respectively, for such damages as may arise from the negligent performance by said company of any of the obligations imposed upon it by this ordinance.

The above stipulations in this paragraph are, however, upon the condition precedent that in case any suit be brought against any of said companies, said company will, before the last day to plead therein, give notice in writing of such suit and of service therein to the Mayor and Corporation Counsel of said city for the purpose of enabling such defense to be made by the city.

Paragraph 6. Said railway and railroad company and any contractor employed by them in the execution of the work herein required to be done shall have the right in the performance of any work done in carrying out the provisions of this ordinance, to take water from the

public water system of said city and to use the same in such work free of all charge or expense.

SECTION 9. All the work hereinbefore in this ordinance required to be done by said company or companies, upon or in connection with the public avenues and streets of the city shall be done and performed under the superintendence and subject to the inspection and approval of the Commissioner of Public Works of said city. At least ten (10) days prior to the commencement of any part of such work the plans and specifications therefor shall be submitted to said Commissioner of Public Works for his examination, and if found to be in accordance with the provisions of this ordinance in so far as this ordinance contains specific provisions, and in the absence of such specific provisions, if they shall be satisfactory to the Commissioner of Public Works in regard to matters and details which by this ordinance are left to his discretion and judgment, such plans shall be approved by him, and after such approval all of the work outlined and included therein shall be constructed in strict conformity therewith. Nothing in this ordinance shall impose upon said companies any liability to the City of Chicago for any services performed or to be performed by any officer or employe of said city in superintending or inspecting the work authorized or required by this ordinance.

SECTION 10. Permission and authority are hereby given to said companies, or either of them, whenever the same shall be necessary in the prosecution of the work they are herein authorized or required to perform, to obstruct temporarily any public street, avenue or alley to such extent and for such length of time as may be approved by the Commissioner of Public Works; and they are also hereby authorized whenever the same shall become necessary to erect and maintain temporary structures

and false work on any of said streets and avenues during the construction of their said elevated railroads, subject to the like approval of the Commissioner of Public Works.

SECTION 11. When the said railway and railroad companies in Section 1 of this ordinance mentioned shall have elevated their respective tracks in accordance with this ordinance, so that the same shall be ready for use, then and thereupon all provisions of the ordinances of the City of Chicago relating to the speed of railway trains, the number of cars to constitute a train requiring the ringing of locomotive bells, the use of train or engine lights, the sounding of signals before starting trains, and the maintenance of gates, flagmen, watchmen, signals and signal towers shall cease to be applicable to said railroads, so far as the streets over which such tracks have been elevated are concerned; provided, however, this ordinance is not to be construed as a waiver or surrender by the City of Chicago of any of its police powers or of the right at any time hereafter to pass necessary and reasonable police ordinances in relation to the matters above enumerated. After such elevation it shall be unlawful for any person or persons save employees of said companies, or any of them, in the discharge of their duties, to enter or be upon, or to walk along or across the said elevated structure or roadway at any place. If any person shall willfully trespass upon said elevated roadway, such person and all others aiding, abetting or assisting therein shall be liable to a fine of not less than five dollars nor more than one hundred dollars for each and every offense.

SECTION 12. In consideration of the acceptance of this ordinance by said railway and railroad companies and of the agreement by said companies to do and perform all the obligations imposed upon them by this ordinance, the City of Chicago, upon its part, undertakes

and agrees that upon the lines of railroads described in paragraphs one (1) and two (2) of Section one (1) of this ordinance, if it shall at any time require a crossing at any street or streets, avenue, alley or public way for which no subway is provided in the schedule of subways contained in this ordinance, or shall open, lay out or extend any street, avenue or public way across the right of way of said companies, or either of them, between North Forty-sixth avenue on the east and Austin avenue on the west, such crossing shall be made by subways only, and no claim for compensation on account of land taken for right of way of said street or streets, avenue, alley or public way shall be made by said railway or railroad company or companies whose right of way is to be crossed, and such waiver of compensation shall attach to and run with such land in the hands of any grantee or grantees of said railway or railroad company, or companies, but the sole cost and expense of the construction of such subway or subways and of such bridge or bridges as may be necessary to carry all of the tracks on said companies' right of way shall be borne and paid for by the City of Chicago without expense to said railway or railroad company or companies mentioned in this ordinance. And in no case shall any such bridge or bridges or such subway or subways so to be built be inferior in any respect to the bridges and subways to be built by said railway and railroad companies under the terms of this ordinance. Such bridges or subways so to be built at the expense of said city shall conform in all respects to the general form and quality of material of the bridges and subways provided for in this ordinance to be built at the expense of said railway and railroad companies, except as to such changes in the details thereof as may be agreed upon by the City Engineer of the City of Chicago and the Chief Engi-

neer of said railway and railroad companies. The work of such construction shall be done by the railway and railroad companies and the amount to be paid by the City of Chicago for such work and construction shall not exceed the actual and reasonable cost thereof. Such bridges respectively shall support all the tracks of said companies then existing and in use across the proposed street or streets, avenues, alleys or public way at the time of the construction of such subway or subways across such right of way. But said railway and railroad company shall not be required to do any work toward the construction of any such subway or subways until the cost thereof as may be estimated by the City Engineer and the Chief Engineer of said railway and railroad companies shall have been first paid over to said railway and railroad companies or deposited in some responsible bank for its benefit and to be paid over to said railway and railroad companies at once upon the completion of said work. The grade of the roadbed and tracks of said railway and railroad company shall be and remain at the grade hereinbefore specified. Provided, however, that when the Chicago and Northwestern Railway Company shall have filed with the City Clerk of the City of Chicago an agreement duly executed whereby said railway company shall undertake to do and perform all the matters and things required of it by this ordinance, the City of Chicago agrees on its part to dismiss the proceedings in case No. 251,516 now pending in the Circuit Court of Cook County for the opening of North Forty-ninth avenue.

**SECTION 13.** The railway and railroad companies mentioned in this ordinance which are hereby required to elevate their roadbeds and tracks shall fully and finally complete said work of elevation on or before the 31st day of December, 1910, unless prevented by strikes or riots or restrained by in-

junction or other order or process of a court of competent jurisdiction. The time during which said companies shall be prevented by strike or strikes, riot or riots, or legal proceedings as aforesaid, shall be added to the time hereby limited for the completion of said work; provided said railway and railroad company, or companies, give notice to the Corporation Counsel of the City of Chicago of the institution of said legal proceedings. The City of Chicago shall thereupon have the right to intervene in any suit or proceedings brought by any person or persons seeking to enjoin or restrain or in any manner interfere with the prosecution of said work and move for a dissolution of such injunction and restraining order and for any other restraining order in such suit.

And it is further distinctly understood and agreed that if said railway and railroad companies, or either of them, shall be delayed in the prosecution of the said work required to be done under the provisions of this ordinance, by reason of the obstruction of pipes, conduits, wires or other property of private corporations or individuals, as mentioned in Section 5 of this ordinance, or by reason of any delay on the part of the City of Chicago or any of its officers in performing the duties imposed upon the city and its officers by this ordinance in respect to the work herein required to be done by said railway and railroad companies respectively, then and in that case the time which said railway and railroad companies, or either of them, shall be so delayed, shall be added to the time during which said companies are required by the terms of this ordinance to complete said work.

**SECTION 14.** Permission and authority are hereby granted to said railway and railroad companies, or either of them, to locate and construct the abutments which form the walls of subways at a sufficient distance back from the building or lot line of the streets, boule-



wards or avenues, for the purpose of constructing and maintaining in the spaces or recesses so left between said abutments and said building lines from time to time, as may be deemed necessary by said companies, or either of them, station buildings, platforms, and all appurtenances, together with all necessary waiting rooms and ticket offices or other buildings fronting on said streets, boulevards, or avenues, uniform with the said building lines and entirely within the lines limiting and bounding the right of way of said railway and railroad companies, or either of them, and for the further purpose of constructing and maintaining within said lines stairways and approaches and other means of ingress and egress leading to and from said station buildings, platforms and tracks above the same for the accommodation and convenience of the passenger traffic of said railway and railroad companies.

Also permission and authority are hereby given to the Chicago and Oak Park Elevated Railroad Company to construct and maintain upon its right-of-way in the City of Chicago, all necessary and requisite depots, platforms, stairs, stairways, elevators, escalators, landing places and other constructions and appurtenances for ingress, egress and the accommodation of passengers, and such other means of ingress and egress to and from said depots as said company may adopt, and to construct and maintain all necessary platforms over the street along its right-of-way, and by the consent of the Chicago and Northwestern Railway Company over the right-of-way of said railway company; provided, the platforms of such depots when overhanging the street shall not extend to exceed six (6) feet from the retaining wall and shall not be lower than fourteen (14) feet above the established grade of the street, and said company shall place in such depots all requisite sanitary appliances for the use and accommodation of its patrons, and use such platforms,

depots and waiting rooms for the accommodation and convenience of its passenger traffic. Provided that the authority herein contained shall not be construed to give to said railroad company the power or authority to remove or to change the present location of its stations or depots now erected along its present right-of-way, nor confer any rights as to the line east of North 52d Avenue not contained in the original ordinances of November 24, 1890, and May 15, 1893.

SECTION 15. Each and every one of the companies required by this ordinance to elevate its tracks shall do its portion of the work in accordance with the terms hereof in apt and proper time, so as not to interfere with the proper and orderly prosecution of such work as a whole. Should either company or companies fail or neglect so to prosecute its or their work the Commissioner of Public Works shall have and is hereby given the right, power and authority to give ten (10) days' notice in writing to such delinquent company, or companies, to prosecute such work. If such delinquent company, or companies, shall fail or neglect to comply with said notice, the Commissioner of Public Works may take charge of and cause such work to be done and the expense thereof shall thereupon be paid by such delinquent company, or companies. Any time during which either of said companies may be prevented by delay of the other of said companies shall be added to the total time allowed to the company so delayed for the completion of its own work.

SECTION 16. The right is hereby granted to the Chicago and Northwestern Railway Company to construct and maintain an embankment and retaining wall made necessary for the elevation of its present or future roadbed and railway tracks on which to construct and maintain railway tracks in accordance with the terms of this ordinance on that part of Austin Park which lies south of

a line drawn from a point on the east line of Austin Park six (6) feet north of the north right of way line of said Chicago and Northwestern Railway Company to a point on the west line of Waller avenue six (6) feet north of the north right of way line of said railway company; and on that part of West Kinzie street which lies south of a line drawn from a point on the east line of Central avenue six (6) feet north of the north right of way line of said Chicago and Northwestern Railway Company to a point on the west line of North 52d avenue six (6) feet north of the north right of way line of said railway company; and on that part of Moreland avenue which lies south of a line drawn from a point on the east line of North 52d Avenue three (3) feet north of the north right-of-way line of said railway company to a point on the west line of North 46th Avenue three (3) feet north of the north right-of-way line of said Chicago and Northwestern Railway Company.

And the ordinance of December 19, 1898, granting permission to the railroad company as successor of the Cicero and Harlem Railway Company, be and the same is hereby amended so that wherein said ordinance the right-of-way of said company is limited to thirty-two (32) feet on South Boulevard the same shall not apply to foundations under the surface of the roadway on said boulevard between the east line of Pine Avenue and the center line of Austin Avenue; and said railroad company shall restore any curbing and paving that may be interfered with to as good condition as before.

**SECTION 17.** That instead of elevating the plane of the roadway of the Chicago and Oak Park Elevated Railroad Company as in this ordinance provided, and in lieu and in place thereof, said company may construct for the support of its railroad tracks, or any part thereof, an elevated structure, in the construction of which elevated structure, and every part thereof, said company shall con-

form to the requirements of Section 3 of the ordinance of the Town of Cicero of December 19, 1898, concerning the Chicago and Oak Park Elevated Railroad Company as successor of the Cicero and Harlem Railway Company; provided two lines of posts may be placed in curb lines and inside thereof, to support girders crossing intersecting streets. And that when said tracks are so elevated as in this ordinance provided the said railroad company shall have and is hereby granted the right to use what is known as the third-rail system, which is hereby approved, for the operation of its road by electricity.

**SECTION 18.** This ordinance shall be binding in all its terms, conditions and requirements upon and inure to the respective lessees, successors and assigns of the said Chicago and Northwestern Railway Company and said Chicago and Oak Park Elevated Railroad Company respectively, to the same effect and with like purpose as though said lessees, successors and assigns, had been named herein respectively.

**SECTION 19.** This ordinance shall take effect from and after its passage and approval; provided, however, that it shall be null and void except as to such railway and railroad companies which are by this ordinance ordered and required to elevate its railway and railroad tracks, who shall through its duly authorized officers file with the City Clerk of the City of Chicago within ninety (90) days from the passage and approval by the Mayor of this ordinance, agreement or agreements duly executed, whereby they shall undertake to do and perform all the matters and things required of them respectively by this ordinance; and unless the Village of Oak Park shall within one (1) year after the passage and approval of this ordinance pass an ordinance covering the elevation of the roadbed and tracks of said railway and railroad company through the said Village of Oak Park to the west

limits thereof, and that said railway or railroad company shall accept such ordinance of said Village of Oak Park and shall agree to do and perform all the matters and things required of them respectively by said ordinance. After the filing of such agreement, or agreements, by said railway and railroad companies, or either of them, this ordinance shall not be materially modified or amended as to said company which shall have filed its agreement, or agreements, unless such company shall be in default in the performance of the several matters and things required by this ordinance and undertaken to be done by such agreement. The failure or default of any of the said companies to file such agreement or agreements, within the time herein limited, shall not impair any of the rights hereunder of the railway or railroad company which shall have filed its agreement, or agreements, as hereinbefore provided, so long as it shall perform the matters and things expressly required of it by this ordinance.

The agreement or agreements of said railway or railroad company, which, as hereinbefore provided, are to be filed by them respectively with the City Clerk of the City of Chicago, shall be and are hereby made conditional upon the passage by the Village of Oak Park of a similar ordinance covering the elevation of the tracks of said railway and railroad company through said village, as hereinbefore provided, in manner and form acceptable and satisfactory to said railway or railroad company, and, in case said Village of Oak Park shall fail to pass such ordinance within the time specified in this section any agreement or agreements that shall have been filed by said railway or railroad company with the City Clerk of the City of Chicago, as hereinbefore provided, shall become null and void. Nothing in this ordinance contained shall be a waiver or surrender of the police power of the city or be

taken in any way to deprive the city of the right to properly exercise such power.

CHARLES WERNO,  
*Chairman.*

### UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on claims of Carl Kron Company for refund of meat license; J. Ahlstrand, P. Gray, W. S. McLain and L. Miller for refund of dog license, deferred and published January 2, 1906, page 2031.

Ald. Bennett moved to concur in the report and pass the orders therewith.

The motion prevailed.

The following are the orders as passed.

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to the Carl Kron Co. the sum of ten dollars (\$10.00), same being the difference in cost of butcher's license and vender of poultry, salted and smoked meats license, said butcher's license having been taken out in error, as shown by the police report and the recommendation of the City Collector attached hereto, and charge same to the Finance Committee Fund, appropriation 1905, Official Record, February 18, 1905, page 2578.

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to J. Ahlstrand the sum of two dollars (\$2.00), upon presentation of dog license receipts No. 50410 and No. 50585, issued on same dog, and to pay to P. Gray the sum of two dollars (\$2.00), upon presentation of dog license receipts No. 49224 and No. 49315, issued on the same dog, and to pay to W. S. McLain the sum of two dollars (\$2.00), upon presentation of dog license receipts No. 21038 and No. 21429, issued on same dog, and to pay to L. Miller the sum of two dollars (\$2.00), upon presentation of dog license receipts No. 45738 and No.

45034, issued on the same dog, and charge same to the Finance Committee Fund, appropriation 1905, Official Record February 18, 1905, page 2578.

This action is taken in accordance with the several recommendations of the City Collector attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on claim of New American Theater Company for refund of portion of license fee, deferred and published January 2, 1906, page 2032.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed.

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to the New American Theatre Co. the sum of one hundred sixty-six and sixty-seven one-hundredths dollars (\$166.67), same to be in full for claim for refund of money deposited for amusement license No. 312, and charge same to the Finance Committee Fund, appropriation 1905, Official Record February 18, 1905, page 2578.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on claim of J. P. Dougherty for salary, deferred and published January 2, 1906, page 2032.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lippa, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

The following is the order as passed:

*WHEREAS*, On July 18, 1901, the then Chief Clerk of the Bureau of Streets, J. P. Dougherty, was prevented from the performance of the duties of his office as such Chief Clerk by order of the Commissioner of Public Works, without cause and through no fault or dereliction of his own, and without the assignment of any valid reason for such action by said Commissioner of Public Works, and

*WHEREAS*, Such separation from his duties resulted in a deduction from said J. P. Dougherty's salary by the City Comptroller and Paymaster of the amount of \$731.61 which said Dougherty would otherwise have received had it not been for said separation; and

*WHEREAS*, The general appropriation ordinance for the year 1901 included and appropriated for the salary of said Dougherty as such Chief Clerk in the sum of \$1,620.00 for such year, and said sum of \$731.61 has never been paid to any other person for the performance of said Dougherty's duties during said separation from office, and has never been legally otherwise expended for any purpose; now, therefore, it is

*Ordered*, That the said sum of \$731.61 be paid to said Dougherty, and that the Comptroller of said city be and he is hereby ordered to draw the necessary vouchers and warrants upon the City Treasurer for said sum and issue and execute such other documents and orders as may be necessary to affectuate the payment of said sum as aforesaid.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on order to take up the claim of Weir, McKechney & Co. vs. City, and

consider settlement, deferred and published January 2, 1906, page 2033.

Ald. Bennett moved to concur in the report.

The motion prevailed.

The following is the report:

CHICAGO, December 26, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred order to take up the claim of Weir, McKechney & Co. vs. City and consider settlement, having had the same under advisement, beg leave to report and recommend that in view of the importance of the case the order be placed on file and the matter be settled through the courts.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools, on request and ordinance to sell McCowan School property, deferred and published January 8, 1906, page 2075.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, The Board of Education of

the City of Chicago has ceased to use, as a public school, the property described as the north 40 feet of the south 58.5 feet of Lot 5, in Block 2, in Barnum Grove Subdivision of the south 42.7 acres of the west one-half of the northeast one-quarter of Section 21, Township 38 North, Range 14, East of the Third Principal Meridian, together with all improvements thereon, situated in the City of Chicago, County of Cook and State of Illinois, known as the McCowan Oral School for Young Deaf Children; and

WHEREAS, The said Board of Education has made a written request of the City Council of the City of Chicago that heretofore described real estate be sold; therefore

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That said north 40 feet of the south 58.5 feet of Lot 5, in Block 2, in Barnum Grove Subdivision of the south 42.7 acres of the west one-half of the northeast one-quarter of Section 21, Township 38 North, Range 14, East of the Third Principal Meridian, together with all improvements thereon, situated in the City of Chicago, County of Cook and State of Illinois, known as the McCowan Oral School for Young Deaf Children, is no longer necessary, appropriate or required for the use of said city, or profitable to, or its longer retention for the best interest of said city, and that said described property shall, at the first regular meeting of the Council, to be held in April, A. D. 1906, be sold to the highest bidder for cash, under and in accordance with the statute in such case made and provided: **Provided**, The right is hereby specially reserved to the City Council of the City of Chicago to reject any and all bids therefor, and no bid shall be considered for less than the sum of four thousand five hundred (\$4,500) dollars.

SECTION 2. The Comptroller of the City of Chicago is hereby ordered and directed to forthwith publish this ordi-

nance, including the following notice, in one of the daily papers of general circulation in the City of Chicago, County of Cook and State of Illinois, for a period of not less than sixty days.

Public notice is hereby given that the City Council of the City of Chicago, upon the written request of the Board of Education of the City of Chicago, proposes to sell to the highest bidder, for cash, said north 40 feet of the south 58.5 feet of Lot 5, in Block 2, in Barnum Grove Subdivision of the south 42.7 acres of the west one-half of the northerst one-quarter of Section 21, Township 38 North, Range 14, East of the Third Principal Meridian, together with all improvements thereon, situated in the City of Chicago, County of Cook and State of Illinois, known as the McCowan Oral School for Young Deaf Children, located at 6544 Yale avenue in said city. Bids for the above described property are hereby solicited. They must be sealed and deposited with the City Clerk of the City of Chicago for submission to the City Council of the City of Chicago. Said bids shall be considered and opened at the first regular meeting of the City Council of the City of Chicago, to be held in April, A. D. 1906. No bid shall be accepted unless upon a vote of three-fourths of the members of the said City Council. The right to reject any and all bids is hereby specially reserved, and no bid shall be considered for less than four thousand five hundred (\$4,500) dollars. A certified check for five (5) per cent of the amount of the bid shall accompany each bid, which shall be returned as soon as it has been determined that the bid is not accepted.

SECTION 3. This ordinance shall take effect and be in full force and effect from and after the date of its passage.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on an ordinance vacating alley adjoining school site at Albany avenue, Byron street and Troy street, deferred

and published January 8, 1906, page 2076.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, The Board of Education of the City of Chicago has acquired title to Lots 1 to 12, both inclusive, and Lots 36 to 48, both inclusive, Block 8, in William E. Hatterman's Irving Park Boulevard Subdivision, in Section 24, 40, 13, in the City of Chicago, Cook County and State of Illinois, which said lots are intended to be used as a new school site on West Byron street, between North Albany avenue and North Troy street;

WHEREAS, The aforesaid Lots 1 to 12, both inclusive, are separated from the aforesaid Lots 36 to 48, both inclusive, by a public alley 16 feet in width, running north and south between said lots.

WHEREAS, The Board of Education of the City of Chicago has requested the City Council to vacate the said alley; now therefore

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the pub-

lic alley running north and south between the aforesaid lots be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein provided become effective until there shall have been dedicated as a public alley and laid open to public use as such the south 16 feet of Lot 36 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided that within sixty days after the passage thereof there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged conveying to the City of Chicago for the purpose of a public alley the south 16 feet of Lot 36 aforesaid, also a plat showing the alleys so vacated and dedicated.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools, on request of Board of Education to acquire property adjoining Ryerson, Alfred Nobel, Harvard, Hammond and Burns Schools, also to acquire property for Crippled Children School (South Side), deferred and published January 8, 1906, page 2077.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—87.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property;

Lots 9 to 12, both inclusive, Block 6, in W. J. Morton's Subdivision of east half, northwest quarter, Section 11, 39, 13, together with all buildings and improvements thereon, being 99 feet fronting on North Lawndale avenue, south of and adjoining the Ryerson School premises by a depth of 125.38 feet.

Lots 3 to 8, both inclusive, and Lots 41 to 46, both inclusive, in Block 2, Damerest and Kamerling's Grand Avenue Subdivision, to be used for the Alfred Nobel School site.

Lot 12, Block 5, Hart L. Stewart's Subdivision of north half, southeast quarter, Section 28, 38, 14, together with all buildings and improvements thereon, being 100 feet north of and adjoining the Harvard School premises, with a frontage of 100 feet on Harvard avenue, by a depth of 160.6 feet.

Lot 43, Block 3, in Levi P. Morton's Subdivision of southeast quarter, southwest quarter, Section 24, 39, 13, together with all buildings and improvements thereon, being 25 x 125 feet west of and adjoining the Hammond School premises, on West 21st place, between California avenue and Marshall boulevard.

Lots 44 to 48, both inclusive, Block 1, in Millard and Becker's Subdivision of east half, east half, northwest quarter, Section 26, 39, 13, together with all buildings and improvements thereon, being 119.8 feet by 124.9 feet south of and adjoining the Burns School premises, north-

west corner South Central Park avenue and West 26th street.

South 47½ feet of Lot 2, in Block 9, Pryor and Hopkins' Subdivision of West half of northwest quarter, Section 3, 38, 14, together with all buildings and improvements thereon. Also Lots 3 to 6, both inclusive, same legal description as above, together with all buildings and improvements thereon, being 247½ feet by 160.6 feet, located on Wabash avenue, between 41st and 42d streets, east frontage; to be used as a new site for the erection of a school for crippled children.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools, on requests of Board of Education for six-room addition to Copernicus School, and basement extension to Parental School, deferred and published January 8, 1906, page 2078.

Ald Zimmer moved to concur in the report and pass the orders therewith.

The motion prevailed, and the orders were passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

The following are the orders as passed:

*Ordered*, That the sum of \$35,000 be and the same is hereby appropriated for the erection of a six-room addition to the Copernicus School, and the City Comptroller is hereby authorized and directed to set aside the said sum of \$35,000 from

the unappropriated balance of the building account for the erection of said addition.

*Ordered*, That the sum of \$16,000 be and the same is hereby appropriated for the erection of a basement extension at both ends (north and south) of the Parental School building, using the south extension for manual training purposes, and the north extension for a bakery, said basements to be made permanent and for future three-story additions, and the City Comptroller is hereby authorized and directed to set aside the said sum of \$16,000 for the said improvement, from the unappropriated balance of the building account.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting Hotel Madison Company permission and authority to construct and maintain a canopy over the sidewalk from the building situated at No. 142 East Madison street, deferred and published January 2, 1906, page 2042.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunc, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.



The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Hotel Madison Co., its successors and assigns, to construct, maintain and use a canopy over the sidewalk from the building situate No. 142 East Madison street, which canopy shall be constructed of incombustible material.

The lowest portion of said canopy shall be no less than 11 feet 6 inches above the surface of the sidewalk over which said canopy projects, shall not extend more than 13 feet 3 inches beyond the face of the wall of said building and shall not exceed 7 feet 6 inches in width.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications, shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works, and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantee shall remove said canopy

without cost or expense of any kind whatsoever to the City of Chicago.

Provided, That in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense hereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Hotel Madison Company, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed the sum of twenty-five (\$25) dollars per year, payable annually in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall have first been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessees or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance; said

bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance and if at any time during the life of this ordinance such bond shall not be kept in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance together with the bond hereinabove provided for, within thirty (30) days.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on petition for vacation of an alley adjoining Lots 1 to 6, in Chittick's Subdivision, Block 1, deferred and published January 2, 1906, page 2044.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunc, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

Nays—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that part of the

sixteen (16) foot alley extending north and south, running from the right of way of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad Company to the north line of the alley running east and west between Paulina street and Ashland avenue, which adjoins Lots one (1) to six (6), both inclusive, in Block one (1) of Chittick's subdivision of the east half (E. ½) of the south 323 feet of east half (E. ½) of northeast one-quarter (N. E. ¼), Section 18, Township 39 North, Range 14 East of the Third Principal Meridian, which portion of said alley is shown in red on the plat hereto attached, which plat is made a part hereof, and to which express reference is had, be, and the same is hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless, within thirty (30) days from the date of the passage of this ordinance, Frank J. Heitman shall pay to the Comptroller of the City of Chicago the sum of seven hundred and ninety-two (\$792) dollars; and shall also within said time execute, acknowledge and file for record in the office of the Recorder of Deeds of Cook County, Illinois, a plat showing said vacation.

SECTION 2. This ordinance shall take effect and be in force from and after its passage, subject, however, to the provisions and conditions of Section 1.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on petition of Henry D. Fulton for vacation of an alley adjoining Lots 8 to 13, Block 1, Phipp's Addition to Ashland, deferred and published January 2, 1906, page 2044.

Ald. Bihl moved to amend the ordinance by adding at the end of Section 1 the following:

and shall also within said time execute, acknowledge and file for record in the office of the Recorder of Deeds of Cook County, Illinois, a plat showing said vacation.

Change Section 2 to read:

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage, subject, however, to the provisions and conditions in Section 1.

Ald. Bihl moved that the amendments be adopted.

The motion prevailed.

Ald. Bihl moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunc, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

The following is the ordinance as passed:

**AN ORDINANCE,**

Vacating an alley in Phipp's addition to Ashland.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That all that part of the alley in Block One (1) in Phipp's Addition to Ashland, a subdivision of the south one-quarter ( $\frac{1}{4}$ ) of the east one-half ( $\frac{1}{2}$ ) of the northeast one-quarter ( $\frac{1}{4}$ ) of Section eighteen (18), Township thirty-eight (38) north, Range fourteen (14), east of the Third Principal Meridian (except the south 383 feet thereof), which adjoins Lots eight (8), nine (9), ten (10), eleven (11), twelve (12)

and thirteen (13), in said block, be and the same is hereby vacated and discontinued; provided, however, this ordinance shall not take effect unless the owner or owners of the property abutting upon said portion of said alley shall, within thirty days after the passage hereof, pay to the City Comptroller the sum of \$254.40, and shall also within said time execute, acknowledge and file for record in the office of the Recorder of Deeds in Cook County, Illinois, a plat showing said vacation.

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage, subject, however, to the provisions and conditions in Section 1.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on recommendation, estimate and ordinance for brick sewers in Wentworth avenue, from 39th to Root streets, etc., deferred and published December 18, 1905, page 1950.

Ald. Bihl moved to concur in the recommendation, approve the estimate and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunc, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

*Nays*—None.

The Clerk, on motion of Ald. Hunter,

presented the report of the Committee on Streets and Alleys, West Division, on an ordinance granting Morris Goldschmidt & Co., permission to construct and maintain a platform or bulkhead in front of their premises at No. 90 West Quincy street, deferred and published January 8, 1906, page 2081.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Riehert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunc, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Kaymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race—67.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and they are hereby granted to Louis Morris and Adolph Goldschmidt, co-partners, doing business under the firm name of Morris, Goldschmidt and Company, their successors and assigns, to construct and maintain a platform or bulkhead immediately in front of their premises at No. 90 West Quincy street; said bulkhead to be thirty-six inches high, twelve (12) feet wide and twenty-five (25) feet long, and to be constructed according to plans to be approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his of-

fice; said bulkhead to be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

**SECTION 2.** The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantees, their successors and assigns, shall restore said portion of the sidewalk at the place where said bulkhead is located to a condition satisfactory to the Commissioner of Public Works, without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said bulkhead had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

**SECTION 3.** No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantees herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordi-

nance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantees, their successors and assigns, shall at all times keep the sidewalk in which such bulkhead is located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. In consideration of the privileges herein granted, and as compensation therefor, the said Louis Morris and Adolph Goldschmidt, their successors and assigns, shall pay to the City of Chicago the sum of one hundred and twenty-five dollars per annum, in advance, each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantees, and

the filing within the same time of the bond herein provided for.

The Clerk, on motion of Ald. Snow, presented the report of the Committee on Compensation on an ordinance governing the rate of compensation to be charged for the private use of space under sidewalks, deferred and published January 8, 1906, page 2083.

Ald. Snow moved that the ordinance be made a special order for the meeting to be held January 29, 1906.

The motion prevailed.

#### ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Thursday, January 18, 1906, at 10 o'clock A. M.



CITY CLERK.

# PROCEEDINGS

## OF THE

# CITY COUNCIL

### CHICAGO. ILLINOIS

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Regular Meeting, Thursday, January 18, 1906.

10 O'CLOCK A. M.

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#### OFFICIAL RECORD.

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Published by authority of the City Council of the City of Chicago, Friday, January 19, 1906.

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*Present*—His Honor, the Mayor and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Daily, McCormick (5th ward), Martin, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race.

*Absent*—Ald. Potter, Jones, Brennan, Butler and Carey.

Ald. Coughlin arose and presented the following resolution:

WHEREAS, The Supreme Ruler in His infinite wisdom has seen fit to remove from our midst one of our most distinguished and revered citizens, Marshall Field; and

WHEREAS, In his death the City of Chicago has lost an esteemed and public-spirited citizen; and

WHEREAS, As a citizen of Chicago and one of its most successful business men he was always zealous and active in advancing the city's interests; therefore, be it

*Resolved*, That the City Council of the City of Chicago desires to pay its tribute to this respected and honorable man and

to place on record this testimonial of regard and esteem for him, and also at the same time tender to his family and friends our sincere and heartfelt sympathy in this their great bereavement; and be it further

*Resolved*, That the City Clerk be and he is hereby instructed to spread these resolutions upon the permanent records of the Council and to transmit to the widow of the deceased a copy of the same duly engrossed.

Ald. Coughlin moved that the resolution be adopted by a rising vote.

The motion prevailed.

Ald. McCormick (21st ward) moved that the Council do now resolve itself into a Committee of the Whole to take under consideration the reports of the Local Transportation Committee on ordinances published December 4, 1905, on pages 1659 to 1768, inclusive, and amended January 15, 1906, pages 2154 and 2155, also ordinances published December 4, 1905, on pages 1768 to 1785, inclusive, of the current Council Proceedings.

The motion prevailed.

#### REPORT OF THE COMMITTEE OF THE WHOLE.

His Honor, the Mayor, having resumed the chair, ordered a roll call of the Council be taken.

*Present*, His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Bade-

noch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter and Race.

*Absent*—Ald. Potter, Jones, Brennan, Butler and Carey.

Ald. Werno, as chairman of the Committee of the Whole, reported to the Council that the Committee of the Whole had duly considered the reports of the Committee on Local Transportation; that a motion had been duly made and carried that the Committee do rise and report to the Council; and that pursuant to the direction of the Committee of the Whole he, as chairman of said Committee, now reported to the Council that the Committee of the Whole recommended that the minority report be substituted for the majority report of the Committee on Local Transportation and that the Committee of the Whole had adopted and recommended sundry amendments to the ordinances reported by the minority members of the Committee on Local Transportation; and that the Committee of the Whole recommended that the ordinances contained in said minority report as amended in the Committee of the Whole be passed.

Ald. Bennett moved that the Council do now adjourn.

The motion was lost by the following vote:

*Yeas*—Dixon, Pringle, Foreman, Young, Snow, Bennett, Cullerton, Maypole, Harkin, Smith, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward), Hahne, Williston, Dunn, Lipps, Siewert, Raymer, Larson, Burns, Roberts, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—30.

*Nays* — Coughlin, Kenna, Harding, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Beilfuss, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Dougherty, Sullivan, Werno, Schmidt (24th ward), Reinberg, Wendling, Bradley, O'Connell, Kohout—35.

Ald. Kunz moved that the ordinances,

contained in the minority report as amended in the Committee of the Whole, be now passed.

Ald. Harkin moved as a substitute that the matter be postponed to the next regular meeting of the City Council.

Ald. Cullerton moved to lay the substitute motion on the table.

The roll call by yeas and nays follows:

*Yeas* — Coughlin, Kenna, Harding, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Kunz, Nowicki, Dever, Conlon, Ryan, Powers, Finn, Dougherty, Sullivan, Werno, Wendling, Bradley, Burns, O'Connell, Hunt—32.

*Nays* — Dixon, Pringle, Foreman, Young, Snow, Bennett, Harris, Maypole, Harkin, Beilfuss, Smith, Sitts, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward), Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Roberts, Badenoch, Bihl, Ruxton, Kohout, Hunter, Race—32.

The vote resulting in a tie, His Honor, the Mayor, voted yea and the motion to table prevailed.

#### POINT OF ORDER.

Ald. Kohout arose to a point of order; his point of order being that, under the rules, all ordinances shall before final passage, be published.

The Chair ruled that in view of the fact that the ordinances had previously been published, the point of order was not well taken.

The question recurring on the motion of Ald. Kunz to pass the ordinances, as amended in the Committee of the Whole, the Chair directed that the roll be called on the passage of the ordinance authorizing the City of Chicago to construct, acquire, purchase, own and maintain street railways within its corporate limits and providing the means therefor.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Beilfuss, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Dougherty, Sullivan, Werno, Schmidt (24th ward), Wendling, Bradley, Burns, O'Connell, Hunt, Kohout—37.

*Nays* — Dixon, Pringle, Foreman, Young, Snow, Bennett, Maypole, Harkin, Smith, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Roberts, Badenoch, Eidmann, Bihl, Ruxton, Hunter, Race—28.

Ald. Kunz moved to reconsider the vote last taken.

Ald. Conlon moved to lay the motion of Ald. Kunz on the table.

The motion prevailed.

The following is the ordinance as passed:

#### AN ORDINANCE

Authorizing the City of Chicago to construct, acquire, purchase, own and maintain street railways within its corporate limits and providing the means therefor.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That for the purpose of acquiring street railways either by purchase, construction, condemnation or otherwise as provided by law, and for the equipment of such street railways in and upon the streets of the City of Chicago hereinafter described, so as to provide for a first-class street railway system, the City of Chicago may issue and dispose of its interest bearing "Street Railway Certificates" in the manner provided by law, not to exceed the sum of Seventy-five Million Dollars (\$75,000,000.00).

**SECTION 2.** That said Street Railway



Certificates or the proceeds arising from the issuance and sale thereof shall be used by the City of Chicago for the purpose of acquiring either by purchase, construction, condemnation or otherwise street railways, together with the equipment thereof, in and upon and along the following streets upon which street railway tracks are already located:

Adams street, from Centre avenue to Ninety-eighth street.

Avenue N, from Ninety-fifth street to Michigan avenue; thence on Ninety-eighth street to Avenue L.

Avenue L, from Ninety-eighth street to One Hundred and Eighth street; east on One Hundred and Eighth street to Green Bay avenue; south on Green Bay avenue to One Hundred and Twenty-second street; east on One Hundred and Twenty-second street to Carondelet avenue; south on Carondelet avenue to One Hundred and Thirty-second street; east on One Hundred and Thirty-second street to Erie avenue; south on Erie avenue to One Hundred and Thirty-eighth street.

Ashland avenue, from Clybourn place to Lake street; Twelfth to Twenty-second and from Twenty-second street to Sixty-ninth street.

Archer avenue, from South Forty-eighth avenue to State street.

North Ashland avenue, from Graceland avenue to Lincoln avenue.

Bond avenue, from Seventy-eighth street to Eighty-third street.

Bryant place, from Lake street to Randolph street.

Blue Island avenue, from Twenty-sixth street to Harrison street.

Belmont avenue, from Milwaukee avenue to Halsted street.

Cottage Grove avenue, from Seventy-first street to Ninety-fifth street.

Cottage Grove avenue, from Twenty-second street to South Chicago avenue.

Canal street, from Harrison street to Eighteenth street and from Archer avenue to Twenty-ninth street.

Canalport avenue, from Canal street to Halsted street.

Clinton street, from Twelfth street to Milwaukee avenue.

Centre avenue, from Erie street to Austin avenue and from Adams street to Twenty-first street, and from Thirty-first street to Thirty-fifth street, and from Forty-seventh street to Seventy-fifth street.

California avenue, from Belmont avenue to Chicago avenue.

Colorado avenue, from Fortieth avenue to Madison street.

Clark street, from Devon avenue to Twenty-second street.

Center street, from Racine avenue to Clark street.

Clark street, from Devon avenue to Howard avenue.

Clybourn avenue, from Belmont avenue to Division street.

Chicago avenue, from North Fortieth avenue to Clark street.

Desplaines street, from Harrison street to Austin avenue.

Devon avenue, from Evanston avenue to Clark street.

Dearborn street, from Michigan street to Polk street.

Division street, from California avenue to State street.

Eighteenth street, from Leavitt street to Indiana avenue.

Evanston avenue, from Devon avenue to Clark street.

Elston avenue, from Montrose avenue to Milwaukee avenue.

Ewing avenue, from Ninety-second street to One Hundred and Sixth street.

Eighty-first street, from Vincennes avenue to Halsted street.

Forty-eighth avenue.

Forty-first street, from Halsted street to State street.

Forty-third street, from State street to Illinois Central Railway.

Forty-seventh street, from Archer avenue to Illinois Central Railway.

Fifty-first street, from Robey street to Grand boulevard.

Fifty-fifth street, from Cottage Grove avenue to Illinois Central Railway.

Fifty-ninth street, from Leavitt street to State street.

Franklin street, from Washington street to Harrison street.

Fourteenth street, from Robey street to Canal street.

North Fortieth avenue, from Cemetery to Thirty-first street.

Franklin street, from Elm street to Kinzie street.

Fulton street, from Western avenue to Sangamon street.

Fullerton avenue, from Milwaukee avenue to Halsted street.

Harrison street, from Fortieth avenue to State street.

Halsted street, from Evanston avenue to Seventy-ninth street.

Halsted street, from Eighty-first street to Vincennes road.

Indiana avenue, from Eighteenth street to Fifty-first street.

Indiana street and Grand avenue, from North Fortieth avenue to State street.

Irving Park boulevard, from Milwaukee avenue to Evanston avenue.

Indianapolis avenue, from Ewing avenue to One Hundred and Sixth street.

Jefferson street, from Fourteenth street to Washington street.

Jackson Park avenue, from Sixty-second street to Ninety-seventh street.

Keefe avenue, from Sixty-ninth street to Sixty-eighth street.

Kedzie avenue, from Chicago avenue to Thirty-eighth street, and from Thirty-eighth street to Sixty-third street.

LaSalle street, from Illinois street to Monroe street.

Lawndale avenue, from Twenty-second street to Thirty-fifth street.

Lake street, from Austin avenue to Wabash avenue.

Lawrence avenue, from Milwaukee avenue to Evanston avenue.

Larrabee street, from Lincoln avenue to Chicago avenue.

Lincoln avenue, from Forest avenue to Sedgwick street.

Monroe street, from Sangamon street to Canal street and from LaSalle street to Dearborn street.

Morgan street, from Thirty-first street to Thirty-ninth street.

Milwaukee avenue, from Lawrence avenue to Lake street.

Montrose avenue, from North Forty-sixth avenue to Evanston avenue.

Madison street, from Austin avenue to Michigan avenue.

Madison avenue, from Sixty-seventh street to South Chicago avenue.

Michigan avenue, from Ninety-fifth street to One Hundred and Twenty-fourth street.

North avenue, from North Forty-sixth avenue to Clark street.

Ninety-second street, from Commercial avenue to Ewing avenue.

Ninety-third street, from Alley to Cottage Grove avenue.

Ninety-fourth street, from Jackson Park avenue to Washington avenue; thence in Alley to Ninety-third street.

Ninety-fifth street, from Cottage Grove avenue to Michigan avenue.

Orleans street, from Kinzie street to Division street.

Ogden avenue, from Fortieth avenue to Randolph street.

One Hundred and Third street, from Michigan avenue to Vincennes road.

One Hundred and Sixth street, from Torrence avenue to Indianapolis avenue.

One Hundred and Eighth street, from Avenue L to Avenue F.

One Hundred and Thirteenth street,

from Stephenson avenue to Michigan avenue.

One Hundred and Fifteenth street, from Stephenson avenue to Michigan avenue.

One Hundred and Sixteenth street, from Michigan avenue to Wentworth avenue.

One Hundred and Nineteenth street, from Michigan avenue to Halsted street; thence on Halsted street from One Hundred and Nineteenth street to One Hundred and Twenty-first street.

Paulina street, from Lake street to Twelfth street.

Pullman drive, from Ninety-seventh street to Cottage Grove avenue; thence on Cottage Grove avenue to One Hundred and Fifth street; thence on Fulton street to One Hundred and Seventh street; thence on One Hundred and Seventh street to Stephenson avenue; thence on Stephenson avenue to One Hundred and Fifteenth street.

Pullman avenue, from One Hundred and Thirteenth to One Hundred and Fifteenth street.

Randolph street, from Ogden avenue to Michigan avenue.

Rockwell street, from Twenty-second street to Twenty-fifth street.

North Robey street, from Balmoral avenue to Irving Park boulevard.

Robey street, from Fullerton avenue to Blue Island avenue.

East Ravenswood Park, from Cemetery Gate to Balmoral avenue.

Racine avenue, from Fullerton avenue to Center street.

Railroad avenue, from Seventy-third avenue to Seventy-eighth avenue.

Sixty-first street, from Wentworth avenue to Illinois Central Railway.

Sixty-third street, from Hyman avenue to Stoney Island avenue.

Sixty-ninth street, from Western avenue to Keefe avenue.

Sixty-eighth street, from Keefe avenue to Cottage Grove avenue.

Seventy-ninth street, from Halsted street to Vincennes road.

South Chicago avenue, from Seventy-fifth street to Cottage Grove avenue.

Sixty-sixth street, from South Park avenue to St. Lawrence avenue.

Sixty-seventh street, from Vernon avenue to Vincennes avenue; Saint Lawrence avenue to Jackson Park avenue.

Seventieth street, from Madison avenue to Yates avenue.

Seventy-first street, from Cottage Grove avenue to State street.

Seventy-third street, from Jackson Park avenue to Railroad avenue.

Seventy-fifth street, from Stewart avenue to Lake avenue.

Seventy-eighth street, from Railroad avenue to Lake avenue; thence on Lake avenue to Cheltenham place; thence on Cheltenham place to Seventy-ninth street.

Seventy-ninth street, from State street to Vincennes avenue.

Seventy-ninth street, from Jackson Park avenue to Ontario avenue; thence on Ontario avenue to Eighty-third street; thence on Eighty-third street to Superior avenue; thence on Superior and Buffalo avenues, to Ninety-second street.

Saint Lawrence avenue, from Sixty-sixth street to Seventy-fifth street.

State street, from Division street to Vincennes road.

Sixty-fourth street, from Jackson Park avenue to Madison avenue.

South Park avenue, from Sixty-third avenue to South Chicago avenue.

South Chicago avenue, from Vincennes avenue to Cottage Grove avenue; Illinois Central Right of Way of Ninety-fifth street.

State street, from Seventy-first street to Seventy-ninth street.

Sheffield avenue, from North Clark street to Lincoln avenue.

Sangamon street, from Austin avenue to Adams street.

Sedgwick street, from Center street to Division street.

Southport avenue, from North Clark street to Clybourn place.

Twenty-first street, from Marshall boulevard to Halsted street.

Twenty-second street, from South Fortieth avenue to Cottage Grove avenue.

Twenty-sixth street, from South Forty-fourth avenue to Blue Island avenue and from Halsted street to Cottage Grove avenue.

Thirty-first street, from Pitney court to Lake Park avenue.

Thirty-fifth street, from South California avenue to Cottage Grove avenue.

Thirty-eighth street, from Central Park avenue to Archer avenue.

Thirty-ninth street, from Halsted street to Cottage Grove avenue.

Twenty-ninth street, from Canal street to Wallace street.

Twenty-fifth street, from Rockwell street to Lawndale avenue.

Throop street, from Twenty-first street to Thirty-first street.

Taylor street, from Western avenue to Fifth avenue.

Twelfth street, from South Forty-eighth avenue to Wabash avenue.

Vincennes road, from Seventy-ninth street to State street.

Vernon avenue, from Sixty-third street to Sixty-seventh street.

Vincennes avenue, from Seventy-ninth street to Eighty-first street.

Vincennes road, from Halsted street to One Hundred and Seventh street.

Van Buren street, from Kedzie avenue to Wabash avenue.

Wabash avenue, from Lake street to Twenty-second street.

Wallace street, from Twenty-ninth street to Forty-first street.

Wentworth avenue, from Archer avenue to Vincennes road.

Wentworth avenue, from Seventy-ninth street to One Hundred and Nineteenth street.

Wells street and Fifth avenue, from Clark street to Twelfth street.

Western avenue, from Belmont avenue to Thirty-seventh street and from Thirty-seventh street to Seventh-first street.

Washington street, from Desplaines street to Michigan avenue.

Yates avenue, from Sixty-seventh street to Seventy-first street; thence on Seventy-first street to Coles avenue; thence on Coles avenue to Seventy-ninth street, and upon and along such other streets or highways within said City of Chicago as may be hereafter by ordinance designated; provided, however, that the City Council shall have power, from time to time, to change, alter or extend the system of street railways above designated.

It being the intention of this ordinance to authorize the acquisition by the City of Chicago of street railways, upon and along every street or part thereof within the City of Chicago that is now occupied by street railways, whether enumerated in the foregoing table of streets or not.

SECTION 3. That the Street Railway Certificates to be issued hereunder shall be in substantially the form, words and figures hereinafter, in the form of trust deed, set forth.

SECTION 4. The Street Railway Certificates hereby authorized, shall, under no circumstances, be or become an obligation or liability of the city or payable out of any general fund thereof, but shall be payable solely out of the revenue or income to be derived from the Street Railway properties, for the acquisition of which they were issued.

SECTION 5. Out of the earnings of said Street Railway property, after paying

the cost of operating and maintaining the same and the interest on all outstanding railway certificates issued to purchasers, shall be set aside a sinking fund, to be used in retiring and paying all outstanding Street Railway Certificates at or before their maturity. Said sinking fund, together with all other money pertaining to said Street Railway property of the City of Chicago shall be kept by the Treasurer of the City of Chicago, and the Comptroller of the City of Chicago shall advertise for bids from banks doing business within the City of Chicago for interest upon said sinking fund and said street railway money, at the same time and in the same manner as said Comptroller is now required by law to advertise for bids for interest on the money of the City of Chicago, and said City of Chicago shall award said Street Railway moneys in the same manner, and to the same bank, or banks, and require the same security that is now required by law with reference to the money of the City of Chicago, and all laws now in force applicable to the depositing of the money of the City of Chicago with banks and the receipt by said city of interest thereon shall apply to the said Street Railway moneys of the City of Chicago.

SECTION 6. For the purpose of retiring all Street Railway Certificates issued to purchasers and outstanding, under the provisions of this ordinance, the City of Chicago shall pay into said sinking fund from the earnings of said Street Railway property, on the first day of August next after the date of the delivery of each certificate to the purchaser and on the first day of August next of each succeeding year thereafter, until the maturity of each certificate, an annual installment, the amount of which installment shall be determined in the following manner: The principal amount of each outstanding Street Railway Certificate shall be divided by the number of years intervening between the date said certificate was issued to the purchaser

and the date of the maturity of said certificate. The quotient thus obtained shall be used as a basis for determining the amount of each annual installment on said certificate. The first annual installment shall be an amount which, when placed at three per cent annual compound interest from the first day of August next after the date said certificates was issued and delivered to the purchaser until the date of the maturity of said certificate, will equal the quotient above named. The second installment shall be such an amount which, when placed at the same rate of interest from the date said second annual installment is to be paid, in the manner above provided, until the date of the maturity of said certificate, will equal the quotient above named. Installments computed in the same way shall be paid into the sinking fund on the first day of August of each succeeding year thereafter, so as to provide for the payment in full of said certificate at the date of its maturity, and each Street Railway Certificate issued to purchaser under the terms of this ordinance shall be retired, by the payment from the earnings of said street railway property into said sinking fund in successive installments in the manner above described. Should the City of Chicago fail to realize at the end of any year three per cent annual interest on its sinking fund from the bank, or banks, with which said fund is deposited, then said city shall pay out of the earnings of said Street Railway property the deficiency at the end of each year, so as to keep said sinking fund at all times sufficient in amount to retire the outstanding Street Railway Certificates in the manner above described. Should the said city, at the end of any year, realize more than three per cent annual interest on said sinking fund, then the excess may be used in paying into said sinking fund the subsequent annual installments.

The City of Chicago is hereby authorized at any time after the expiration of

five years from the date said Street Railway Certificates are issued to purchasers to use any or all of the moneys deposited in the said sinking fund in retiring and paying outstanding Street Railway Certificates in the order in which said certificates were issued to purchasers. Should the said City of Chicago elect to retire any of the Street Railway Certificates before their maturity and use the said sinking fund for that purpose, then in such an event a new sinking fund shall be provided by the said City of Chicago, beginning at the date that the moneys of the first sinking fund are used for the purpose of retiring outstanding certificates, and said new sinking fund shall likewise be made up of annual installments to be of the same proportionate amount and computed in the same manner as hereinabove set forth, so as to provide for the payment in full of all of said outstanding street Railway Certificates at the date of their maturity. Should the earnings of said Street Railway property, during any year or years for the first period of five years from and after the date said Street Railway Certificates are issued and delivered to purchasers, be insufficient to pay into the sinking fund the installments above provided for, then the City of Chicago is hereby authorized to pay the balance of said money into said sinking fund on any succeeding year before the expiration of said five year period.

**SECTION 7.** After paying the cost of operating and maintaining the said Street Railway property and the interest on all outstanding Street Railway Certificates and the sinking fund above provided for, the said city may by ordinance or ordinances, out of the balance of said earnings, make extensions of the system of Street Railways above provided for and renew the equipment thereof; provided, however, that until the indebtedness hereby secured shall have been discharged, such extensions made in any one year out of said earnings shall not exceed five per cent (5%)

of the then total mileage of said system.

**SECTION 8.** In order to secure the payment of any such Street Railway Certificates and the interest thereon, the City is hereby authorized to convey by deed of trust to..... Trustee, as hereinafter provided, all of the Street Railway property acquired or to be acquired through the issuance thereof, which mortgage or deed of trust shall be substantially in manner and form as follows:

**TRUST DEED FOR MUNICIPAL RAILWAYS.**

*This Indenture*, Made this.....day of ..... A. D. 190..., by and between the City of Chicago, a Municipal Corporation, created and existing under and by virtue of the laws of the State of Illinois, hereinafter for convenience sometimes called the "City," party of the first part, and the ..... Trust Company, a corporation also created and existing under and by virtue of the laws of the State of Illinois, having its chief place of business in the City of Chicago, Illinois, and hereinafter for convenience sometimes called the "Trustee," party of the second part, *Witnesseth*:

**WHEREAS**, The said City is desirous of acquiring, purchasing, constructing, and equipping a system of Street Railways within the said City of Chicago; and

**WHEREAS**, The said city did, on the fifth day of April, A. D. 1904, submit to the electors of said city, the question of the adoption of an act of the legislature of the State of Illinois, entitled "An Act to authorize cities to acquire, construct, own, operate and lease Street Railways, and provide means therefor;" and

**WHEREAS**, A majority of those voting thereon approved the adoption of said act at said election; and

**WHEREAS**, The question of the adoption of an ordinance of the City Council, making provision for the issuance

of Street Railway Certificates and this Trust Deed, securing the same, was submitted to a popular vote of the electors of the said City of Chicago on the ..... day of ..... A. D. 190., and was approved by a majority of the qualified voters of the city, voting upon such question, and

WHEREAS, The said city is, by law, authorized to issue the Street Railway Certificates hereinafter specified, for the purpose of acquiring, constructing and equipping a system of Street Railways, upon the streets and highways within the City of Chicago, and to mortgage any and all of the Street Railway property, acquired or to be acquired through the issuance thereof, and

WHEREAS, The said city has, in accordance with its said ordinance, and in accordance with the approval of the majority of the electors of said city, voting thereon at said election, and for the purpose named in said ordinance, duly executed and is about to dispose of its said Street Railway Certificates for the aggregate principal amount of Seventy-five Million Dollars, those in Series A numbered from 1 to 65,000, both inclusive, being for \$1,000.00 each; those in Series B, numbered from 65,001 to 75,000, both inclusive, being for \$500.00 each; those in Series C numbered from 75,001 to 120,000, both inclusive, being for \$100.00 each; and those in Series D numbered from 120,001 to 126,000, both inclusive, being for \$50.00 each; and those in Series E numbered from 126,001 to 131,000, both inclusive, being for \$20.00 each; and those in Series F numbered from 131,001 to 141,000, both inclusive, being for \$10.00 each; dated the ..... day of ....., 190., all of said Street Railway Certificates due and payable by their terms on or before the first day of ..... 190., as hereinafter specified, and bearing interest at the rate of five per cent (5%) per annum, payable half yearly, for which interest coupons are attached to

said Street Railway Certificates respectively, said certificates, interest coupons, and the Trustee's Certificate on said Street Railway Certificates being substantially in the following forms respectively, to-wit:

UNITED STATES OF AMERICA, CITY OF CHICAGO, FIVE PER CENT GOLD MORTGAGE STREET RAILWAY CERTIFICATE.

Series ..... Number .....

WHEREAS, The City of Chicago, a Municipal Corporation, duly created and existing under the laws of the State of Illinois did, on the fifth day of April, A. D. 1904, submit to the electors of said city, the question of the adoption of an act of the legislature of the State of Illinois, entitled "An Act to authorize cities to acquire, construct, own, operate, and lease Street Railways, and provide the means therefor," and

WHEREAS, A majority of those voting thereon approved the adoption of said act at said election, and

WHEREAS, The City Council of the City of Chicago, on the ..... day of ..... A. D. 190., passed a certain ordinance making provision for the issuance of the Street Railway Certificates, hereinafter specified, and the issuance of the mortgage securing the same, and

WHEREAS, The question of the adoption of the said ordinance of the City Council of the City of Chicago, making provision for the issuance of said Street Railway Certificates and the Trust Deed securing the same was submitted to a popular vote of the electors of the said City of Chicago, on the ..... day of ..... A. D. 190., and was approved by a majority of the qualified voters of the said City voting upon such question.

Now Therefore, For value received, the City of Chicago hereby promises to pay to the bearer hereof, the sum of ..... in gold coin of the United States of America, of the present or an equal standard of weight

and fineness, on the first day of July, A. D. 190. .; and to pay interest thereon in like gold coin at the rate of five per cent. (5%) per annum, payable semi annually on the first days of January and July in each year, until paid, on presentation and surrender of the annexed interest coupons as they respectively become due. Both the principal hereof and the interest hereon shall be payable at the office of the City Treasurer of the City of Chicago in the City of Chicago, Illinois. This certificate is one of a series of 141,000 certificates of like tenor and date, numbered consecutively from one to 141,000, both inclusive, for the aggregate principal amount of Seventy-five Million Dollars. Those in Series A, numbered from one to 65,000, both inclusive, being for \$1,000.00 each; those in Series B., numbered from 65,001 to 75,000, both inclusive, being for \$500.00 each; those in Series C., numbered from 75,001 to 120,000, both inclusive, being for \$100.00 each, and those in Series D., numbered from 120,001 to 126,000, both inclusive, being for \$50.00 each; those in Series E., numbered from 126,001 to 131,000, both inclusive, being for \$20.00 each; and those in Series F., numbered from 131,001 to 141,000, both inclusive, being for \$10.00 each; all of which are equally secured by mortgage or deed of trust bearing even date herewith, made by the City of Chicago to the .....

.....as Trustee, and covering the whole of the Street Railways owned by the City of Chicago or hereafter acquired by said City, and all of its stations, cars, equipment, rights, franchises, and property of all kinds, real and personal, obtained or held for use in connection with its said street railways, whether now owned or hereafter acquired. Whenever default shall be made in the payment of any interest coupon hereon, and such default shall have continued for the space of twelve months after notice thereof has been given to the Mayor and financial officer of the City of Chicago, it shall be lawful for the Trustee herein, upon the re-

quest of the holder or holders of a majority, in amount of the certificates issued and outstanding under said mortgage or deed of trust, to declare the whole of the principal of all such certificates as may be outstanding to be at once due and payable, and to proceed to foreclose such mortgage or deed of trust in any court of competent jurisdiction. It is agreed by the holder hereof that this Street Railway Certificate shall, under no circumstances, be or become an obligation or a liability of the city, or payable out of any general fund thereof, but shall be payable solely out of that portion of the revenue or income derived from the said Street Railway properties, specified in said mortgage or trust deed. This certificate shall pass by delivery until it has been registered on the books of said .....

Trustee, at its office in the City of Chicago, Illinois, but after registration of ownership, fully endorsed hereon, no transfer thereof except on the books of said ..... Trustee shall be valid unless the last registration shall have been to bearer, and this certificate shall continue subject to the registration and transfer to bearer at the option of the holder. The registration hereof shall not restrain the negotiability of the interest coupons by delivery merely, and said coupons shall continue to be transferable by delivery, notwithstanding the registration of this certificate. Provided, however, that the coupons may be surrendered at the time of the registry of this certificate and cancelled, and such cancellation noted by the Trustee on the back of the certificate, after which transferability of this certificate by delivery cannot be restored and thereafter the same shall be transferable only on said books, and the interest thereon semi-annually and the principal thereof, when due, shall be payable only to the registered owner or his legal representative. Each registration shall be evidenced by the notation of the Trustee on the back thereof.



This certificate may, at the debtor's option, be redeemed and paid at said office of said ..... Trustee, in Chicago, Ill., on any semi-annual interest payment day, not however in any event less than five years after the date of its issue, upon and by the payment of the principal thereof, and all interest due thereon, at the date of such redemption, provided, however, that notice of the intention of the City of Chicago so to redeem and pay on any interest payment day, as aforesaid, shall be given either by said ..... Trustee, or by the City of Chicago, once in each week for four successive weeks in some newspaper of general circulation at such time published in the City of Chicago, Illinois, the first publication in each case to be at least three months prior to the date of redemption period. This Certificate shall not be obligatory until authenticated by the signature of said ..... Trustee, under said trust deed, to the Trustee's certificate endorsed thereon.

*In Witness Whereof*, The City of Chicago has hereunto caused its corporate name to be set by its Mayor, and its seal to be affixed by its City Clerk, and has caused the interest coupons hereto attached to be authenticated by the facsimile signature of its Clerk, this..... day of ..... A. D. 190...

THE CITY OF CHICAGO,

By .....  
..Mayor.

Attest:

.....  
City Clerk.

Countersigned.

.....  
City Comptroller.

#### INTEREST COUPON.

The City of Chicago will pay to the bearer hereof at the office of the City Treasurer of the City of Chicago, in Chicago, Illinois, .....

Dollars in gold coin of the United States, being six months' interest on its Street Railway Certificates, Series A, No.....  
.....

City Clerk.

A. D. 190.....

Coupon No. 1.

\$.....

This coupon subject to the provisions of said Street Railway Certificates.

*Now Therefore*, For and in consideration of the premises, and the sum of One Dollar (\$1.00), cash in hand paid to the party of the first part hereto by the party of the second part hereto, upon the unsealing and delivering of these presents the receipt of which is hereby acknowledged and in order to secure the payment of said Street Railway Certificates, and the interest thereon, according to the tenor of said Street Railway Certificates, and the interest coupons thereto respectively attached, the said City has granted and conveyed, and by these presents does grant and convey, unto the party of the second part hereto, its successors in trust and assigns, forever, the following described premises, properties, rights and franchises, to-wit:

All of the Street Railways of the party of the first part, located in, upon and along all of the streets and public places in the City of Chicago, as well as all such as are located upon private rights of way, with all the tracks, poles, wires, cables, rights of way, motors, equipment, machinery, tools, appliances, power houses, car barns, and supplies, leases, contracts, rights, privileges, franchises and property of all kinds of the party of the first part hereto, obtained for or used upon or for or in connection with the operation of its railways, and whether now owned or hereafter acquired.

To Have and to Hold all of said railways, premises, properties, rights and franchises of all kinds, hereby conveyed and intended to be conveyed, with the appurtenances thereunto belonging, and

the rents, issues and profits thereof, unto the party of the second part, its successors and assigns; but in trust, nevertheless, for the equal benefit and security of the holders of said Street Railway Certificates, at whatever period the same may be issued, without preference or priority of one Street Railway Certificate over another, except as herein otherwise provided, and for the uses and purposes, and upon the terms, agreements and conditions hereinafter set forth as follows, to-wit:

#### ARTICLE I.

All of said Street Railway Certificates shall be forthwith executed by the party of the first part hereto, and delivered to said ....., Trustee, and shall thereupon be, by said..... Trust Company, as Trustee, forthwith certified and delivered to the party of the first part hereto, on its written order. All of the Street Railway Certificates issued and certified hereunder shall stand upon equality without regard to date of issue, delivery or certification, except as herein otherwise provided.

#### ARTICLE II.

So long as no default shall be made in the payment of the principal or the interest of the said Street Railway Certificates, and so long as the conditions of this Trust Deed shall be performed, the said first party, its successors, assigns or lessees, shall be permitted to retain the possession, operation, enjoyment and control as hertofore, of said mortgaged property, and of its income and profits; but the said first party, for itself, its successors, assigns or lessees, agrees to pay promptly but solely out of the property hereby conveyed all charges against said property, so that the priority of these presents as herein-after stipulated, shall at all times be duly maintained and preserved; and to take care of and preserve the said property conveyed hereby and to do on demand of the said Trustee, or its successors, all acts necessary or proper to keep

valid the lien hereby created, and intended to be created, and at any future time, and as often as may be necessary, to execute, on demand of the said Trustee, or its successors, all such other assurances, deeds, mortgages and other instruments of writing, in due form and effect, as may be proper for the better carrying out of the true intent and meaning of these presents; and, especially, and at its own costs, do all things that may reasonably be required by the said second party or its successors, to make and keep valid the lien intended to be created upon any property hereafter acquired.

#### ARTICLE III.

Whenever and as often as default shall be made in the payment of any of said Street Railway Certificates at their maturity, or in the payment of the interest thereon when due and any such default in the payment of interest shall have continued for the space of twelve months after notice thereof has been given to the Mayor and Financial Officer of the City of Chicago, then and in any such event the Trustee hereunder may, upon the request of the holder or holders of a majority in amount of the Street Railway Certificates issued and outstanding under this Trust Deed, and upon being indemnified to its satisfaction, take and maintain possession of all and singular, the estate, property, premises, rights, and franchises hereby conveyed or intended to be conveyed, and as the attorney in fact or agent of the party of the first part hereto, or in its own name, as Trustee, by itself and its agents and substitutes, duly appointed, or by Managers, Superintendents, Receivers, or servants, have, hold, use, manage, operate and enjoy same, and each part thereof, and the income, issues, and profits therefrom, to as full an extent as the party of the first party, its successors, assigns, or lessees, might lawfully do, making from time to time, all needful and proper repairs, alterations and additions, and receiving all tolls, in-

comes, revenues, rents and profits from said mortgaged property, and after deducting and defraying the expenses of such use, operation, repairs, alterations, and additions, and the costs and charges of taking such possession, and all payments which may be made for charges, or liens, prior to the lien of this mortgage, upon said mortgaged property, or any part thereof, and reasonable and proper compensation for taking such possession and management, while in its possession, and such sum or sums as may be sufficient to indemnify the Trustee against any liability, loss, or damage, for or on account of any matter or thing done in good faith in pursuance of the duties of the Trustee hereunder, the said Trustee shall apply the net remaining income and revenue from said mortgaged property without preference, priority or discrimination of one Street Railway Certificate over another, ratably and equally to the payment of the principal and accrued and accruing interest, due on said Street Railway Certificates outstanding and intended to be secured hereby.

#### ARTICLE IV.

Whenever and as often as default shall be made in the payment of the interest on any of the Street Railway Certificates issued hereunder, when due, and such default shall have continued for the space of twelve months after notice thereof has been given, of such non payment, to the Mayor and the Financial Officer of the City of Chicago, then and in any such event, the Trustee hereunder may, at the request of the holder or the holders of the majority in amount of the said Street Railway Certificates then outstanding, declare the whole of the principal of all the outstanding Street Railway Certificates hereby secured, at once due and payable, without any notice whatever, and upon such declaration the whole of the principal of all of said Street Railway Certificates shall at once become due and payable and the

lien hereby created may be enforced for the whole debt, and in such event or in case default shall be made in payment of the principal of any of said Street Railway Certificates at their maturity, it shall be the duty of said Trustee or its successor, in trust, upon the written request of the holder or holders of the majority in amount of the said Street Railway Certificates then outstanding hereunder, to at once institute and carry on such suits and proceedings to foreclose the lien of this Trust Deed as may be authorized for a foreclosure thereof. The Trustee shall first defray the expenses of foreclosure, together with just and reasonable charges for its services, including reasonable attorneys' and counsel fees, and also all advances and expenses reasonably made by the Trustee hereunder, and shall apply the balance of said proceeds ratably to the payment of the Street Railway Certificates secured hereby, and all interest thereon computed to the time of making the payment, and if any of said proceeds shall then remain, such remainder shall be turned over to the party of the first part hereto. In case of the filing of any bill to foreclose this Trust Deed by the Trustee as hereinabove provided, the complainant in said bill shall be entitled to the appointment of a receiver forthwith and at any sale of any of the mortgaged property and franchises covered hereby, the Trustee may at the written request of the majority in interest of the holders of the then outstanding Street Railway Certificates, bid in and purchase in person or by attorney the said mortgaged property in behalf of the holders of all of the outstanding Street Railway Certificates, hereby secured.

#### ARTICLE V.

In the event that this Trust Deed shall be foreclosed by reason of any of the defaults hereinbefore declared to be a cause of foreclosure, there shall be a sale of all the property, both real and personal, and rights and franchises here-

by mortgaged, and then and in such event the title to all the property hereby mortgaged, both real and personal, (exclusive of franchises and operating rights) shall vest in the purchaser at such foreclosure sale and the purchaser at such foreclosure sale, in addition thereto, shall have the right to construct, maintain and operate the said Street Railways, property, rights, and franchises hereby mortgaged, during the period of 20 years from and after the date of such sale, subject to all of the requirements in the general ordinances of the City of Chicago and subject to the control and regulation of the corporate authorities of said City of Chicago, to the same extent as if said property had been obtained through direct grant, without the intervention of foreclosure proceedings.

#### ARTICLE VI.

The party of the first part hereto agrees that it will at all times during the existence of any of the indebtedness secured hereby, keep insured such of its plant, buildings, stations, cars, motors, tools machinery and apparatus, and other property provided for use in connection with its railroads, works, stations and equipment, as is usually insured by companies operating like properties, and in the same manner and to the same extent, and all the policies shall be so drawn as to make any losses payable thereunder go to the Trustee hereunder as its interest may appear. Accurate lists of all the policies shall from time to time, on demand, be furnished to the Trustee hereunder, and the policies themselves shall when requested, be deposited with said Trustee. In case of loss, the Trustee shall allow the insurance money received on any policy of insurance procured by first party to be applied by said first party towards the replacement of or permanent additions to the property destroyed or injured. If the said first party shall in writing so request by its Mayor, said Trustee shall, upon such request, pay

over to the said first party for that purpose, on receipt of voucher showing that said property has been replaced by new or additional property costing as much as the amount of money so paid over, any or all of such insurance received on policies procured by said first party; but if the said first party shall not, within sixty (60) days from the time of such loss, request the Trustee in writing to so apply such insurance, then said money may be used by said Trustee, when requested in writing by the party of the first part, in paying and retiring the said Street Railway Certificates with their interest coupons in the same order and subject to the same conditions and limitations as is herein provided for retiring and paying said Street Railway Certificates by the party of the first part.

In case of any loss covered by any policy of insurance any appraisal or adjustment of such loss and settlement and payment of indemnity therefor, which may be agreed upon between the said first party and any Insurance Company, may be consented to and accepted by the said Trustee and the said Trustee shall in no way be liable or responsible for the collection of any insurance in case of any loss.

#### ARTICLE VII.

This trust and the security hereby intended shall extend only to such Street Railway Certificates as shall be certified by the Trustee and issued by the party of the first party as aforesaid, and when all said Street Railway Certificates and the interest thereon shall be paid and discharged the trust hereby created shall cease, and the estate hereby granted to the party of the second part shall determine and become extinct, and the full right and title to all the premises hereby conveyed shall revert to and invest in said party of the first part without any further or other acknowledgement, satisfaction, reconveyance, re-entry or other acts, and the Trustee, upon payment of all of its reasonable fees and charges,

shall, upon cancellation of all said Street Railway Certificates, and their coupons release this trust deed. All of the Street Railway Certificatees issued and certified hereunder shall stand upon equality without regard to the date of issue or certifications, except as herein otherwise provided.

#### ARTICLE VIII.

The Comptroller of the City of Chicago shall keep a Register of all said Street Railway Certificatees in the order in which the same are issued and delivered to purchasers, and whenever said Street Railway Certificates or any of them shall be paid or retired by the City of Chicago, either before, at, or after their maturity, the said certificates shall be paid and retired in the order in which said certificates were so issued and registered, except in the event of foreclosure, or entry as hereinbefore provided, when all payments shall be made ratably.

THE CITY OF CHICAGO,

By.....

*Mayor.*

Attest:

.....  
*City Clerk.*

County of Cook }  
 State of Illinois, } ss.

I, ....., a Notary Public in and for the County and State aforesaid, do hereby certify that ....., Mayor of the City of Chicago, Cook County, Illinois, and ....., City Clerk thereof, both personally known to me to be such officers respectively and to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they had signed, sealed and delivered the said instrument as their free and voluntary act and as the free and voluntary act and deed of the said City of Chicago, for the uses and purposes therein set forth.

Given under my hand and notarial seal this ..... day of ..... 190..

.....  
*Notary Public.*

SECTION 9. Upon the adoption of this ordinance by a vote of the people, as hereinafter provided, is shall be the duty of the Mayor of the City of Chicago and the Clerk of said City, to forthwith execute and deliver to....., Trustee, the Trust Deed hereinbefore provided, and likewise to forthwith execute the Street Railway Certificates hereinbefore provided for and to cause said Street Railway Certificates to be certified by said ....., Trustee, and then to deliver said Street Railway Certificates forthwith into the custody of the Comptroller of the City of Chicago. Upon the receipt by the Trustee of the Trust Deed above named, it shall be the duty of said....., Trustee, to execute the same and record said Trust Deed in the manner provided by law.

SECTION 10. Upon the adoption of this ordinance by a vote of the people, as hereinafter provided, the City of Chicago shall have authority, by ordinance, to acquire the Street Railway properties in this ordinance described or any part thereof, either by purchase, construction, condemnation or otherwise, and the City of Chicago is hereby authorized to provide by ordinance from time to time before the date of the maturity of the Street Railway Certificates above described, the number of said Street Railway Certificates that shall be issued and delivered to purchasers and the amount thereof, and the time and manner in which said Street Railway Certificates shall be issued and delivered to purchasers and used for the purpose of acquiring either by purchase, construction or condemnation or in any other manner provided by law, the Street Railway properties in this ordinance provided for or any part thereof, provided, however,

that nothing contained in any of said ordinances shall conflict with the terms of this ordinance or with the laws of the State of Illinois. And it shall be the duty of the Comptroller of the City of Chicago to countersign, and register and to deliver to purchasers the said Street Railway Certificates in such amounts and at such times and in such a manner, as he shall by an ordinance or ordinances of the City of Chicago be directed.

**SECTION 11.** In the event that the City of Chicago shall execute a lease of the Street Railway properties above described or any part thereof, then the word "operating" as used in this ordinance shall apply to the operation of said Street Railway or such part thereof as is leased by the lessee; and the word "earnings" shall apply to the rentals received by the City of Chicago from such lessee. The word "purchaser" whenever used with reference to Street Railway Certificates in this ordinance shall mean any person who, for money or property or any valuable consideration, receives from the City of Chicago any such Street Railway Certificate.

**SECTION 12.** These street railway certificates in this ordinance described shall not be issued and secured on any street railway property of the City of Chicago in amount in excess of the cost to the city of such property and ten (10) per cent. of such cost in addition thereto; nor shall any such street railway certificates be issued and delivered to purchasers under the terms of this ordinance except for street railway property acquired or to be acquired in the manner herein provided.

**SECTION 13.** The question of the approval of this ordinance shall be submitted to a popular vote at the general election to be held the third day of April, 1906, and if a majority of those voting upon such question at said election shall approve of this ordinance, the same shall thereupon be in full force and effect.

Ald. Dever moved that the ordinance authorizing the City of Chicago to operate street railways be passed.

The motion prevailed by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Beilfuss, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Dougherty, Sullivan, Werno, Schmidt (24th ward), Wendling, Bradley, Burns, Roberts, O'Connell, Hunt, Kohout—38.

*Nays*—Dixon, Pringle, Foreman, Young, Snow, Bennett, Maypole, Harkin, Smith, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Badenoch, Eidmann, Bihl, Ruxton, Hunter, Race—27.

Ald. Kunz moved to reconsider the vote last taken.

Ald. Conlon moved to lay the motion of Ald. Kunz on the table.

The motion prevailed.

The following is the ordinance as passed:

**WHEREAS,** An act entitled "act to authorize cities to acquire, construct, own, operate and lease street railways and to provide the means therefor," and approved May 11, 1903, was adopted by the electors of the City of Chicago April 5th, 1904, and is now in force in this city; and

**WHEREAS,** It is provided in and by Section 1 thereof, among other things, as follows:

"But no city shall proceed to operate street railways unless the proposition to operate shall first have been submitted to the electors of such city as a separate proposition and approved by three-fifths of those voting thereon."

Now, therefore;

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the question of the operation of street railways by the City of Chicago as provided in the aforesaid act be submitted to popular vote at the next election, to be held in the City of Chicago on the third day of April, 1906.

SECTION 2. The question to be voted on at said election shall be, "Shall the City of Chicago proceed to operate street railways?"

SECTION 3. This ordinance shall be in force from and after its passage.

Ald. Foreman moved that the Council do now adjourn.

Ald. Finn moved that Council adjourn to meet Friday, January 19th, at 10 o'clock A. M.

Ald. Foreman moved to lay the motion on the table.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, Martin,

Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Maypole, Smith, Kunz, Dever, Sitts, Conlon, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Hahne, Siewert, Raymer, Hunt, Hunter—36.

*Nays*—Harding, McCormick (5th ward), Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Nowicki, Finn, McCormick (21st ward), Werno, Schmidt (24th ward), Williston, Dunn, Reinberg, Lipps Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Ruxton, Kohout, Race—29.

#### ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Monday, January 22, 1906, at 7:30 o'clock P. M.



CITY CLERK.

# PROCEEDINGS

## OF THE

# CITY COUNCIL

## CHICAGO. ILLINOIS

Regular Meeting, Monday, January 22, 1906.

7:30 O'CLOCK P. M.

### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Tuesday, January 23, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl,

Hunt, Ruxton, Kohout, Hunter and Race

*Absent*—Ald. Jones, Brennan, McCormick (21st ward), Butler, Raymer and Carey.

### MINUTES.

Ald. Dever moved to correct the minutes of January 18, page 2222, to show his vote and also the vote of Ald. Sitts in the negative instead of the affirmative column on the vote on the question of laying on the table the motion of Ald. Finn to adjourn until Friday, January 19, at 10 o'clock A. M.

The motion prevailed.

Ald. Foreman moved that the minutes of the regular meetings, held January 15 and January 18, 1906, as corrected, be approved without being read.

The motion prevailed.



**Communications from the Mayor, Comptroller, Commissioner of Public Works and all Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE, }  
CHICAGO, January 22, 1906. }  
*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law I hereby report to your Honorable Body the names of persons imprisoned for violation of city ordinances, who have been released by me during the week ending January 20, 1906, together with the cause of such release.

Louis Fleming, released for Ald. Beilfuss.

Jos. Fischer, released for Ald. Dever.

Victor Johnson, released for wife.

Osius Ford, released for wife.

Ed. Schaefer, released for wife.

John Trennell, released for Ald. Bradley.

Julius Gutt, released for Ald. Siewert.

Oscar Anderson, released for Mrs. Walch.

Geo. Robinson, released for W. H. Clark.

W. J. Kelley, released for Ald. Coughlin.

I. J. Branox, released for Ald. Fick.

Andrew Bright, released for Chas. Ischinger and others.

Adolph Clark, released for Ald. Dougherty.

Thos. Kelly, released for Salvator Vierze.

Bert Miller, released for Salvator Vierze.

Chas. Rufus, released for Salvator Vierze.

Frank Connors, released for Salvator Vierze.

Joe Wattles, released for Mrs. Briggs.

Ed. Chirkerzewski, released for Ald. J. J. McCormick.

Frank Warburten, released for mother.

Ed. Smith, released for Wm. Quinn.

Wm. Harban, released for wife.

Albert Bailey, released for Fred. D. Breit.

Frank Allen, released for Mrs. M. M. Rogers.

Henry Lee, released for L. Hornrich.

Archie McDonald, released for Geo. Thompson.

John Smith, released for mother.

Jennie Lund, released for L. J. Griffin.

ALSO,

The following communication:

MAYOR'S OFFICE, }  
January 22, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint Frank Heppelman as Bridgetender at the Archer Avenue Bridge, vice Joseph Polacek, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,  
Mayor.

Ald. Kohout moved to concur in the appointment.

The motion prevailed.

ALSO,

The following communication:

MAYOR'S OFFICE, }  
January 22, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint W. W. Palewicz as Bridgetender at the West Division Street Bridge, vice Fritz Roth, deceased, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,  
Mayor.

Ald. Kohout moved to concur in the appointment.

The motion prevailed.

ALSO,

The following communication:

MAYOR'S OFFICE,  
January 22, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint J. F. Lyons as Poundmaster of District No. 7, vice John Moran, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Kohout moved to concur in the appointment.

The motion prevailed.

ALSO,

The following communication:

MAYOR'S OFFICE,  
January 22, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint John L. Ahern as Inspector of Fish of the City of Chicago, vice P. J. Murray, resigned, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Kohout moved to concur in the appointment.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
January 22, 1906.

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—I return herewith, without my approval, an order passed at the

last regular meeting of your Honorable Body, and published at page 2135 of the current printed Council Proceedings, directing the Commissioner of Public Works to enter into an agreement with the Chicago, Burlington and Quincy Railroad Company for the construction of railroad tracks across the city's property at the Ashland Avenue Pumping Station.

I withhold my approval of the said order for the reason that under the said order and the contract which the Commissioner of Public Works is ordered to enter into, and which is published at pages 2135 and 2136 of the Council Proceedings last referred to, the railroad company is given the right to construct two side tracks across the property belonging to the city without any limitation as to the time for which the privileges granted may be exercised and without the payment of any compensation to the city.

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Powers moved that the order be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
January 22, 1906.

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at pages 2132 and 2133 of the current printed Council Proceedings, directing the Commissioner of Health not to serve or cause to be served any notices relating to the unclean or unsanitary condition of vaults located

within the Eighth Ward until April 1, 1906.

I withhold my approval of the said order upon the recommendation of, and because of the vigorous protest made against the same by, the Commissioner of Health, and for the following reasons:

1. It is not for the best interest of the city that the operation of its general ordinances should be suspended for any considerable length of time, either in whole or in part, and this applies particularly to regulations adopted in the interest of public health or safety.

2. Such an order is in the nature of special legislation as it arbitrarily relates only to one of the city wards without reference to a similarity or dissimilarity of the conditions therein prevailing with the conditions in other wards.

3. I am advised by the Commissioner of Health that because of the present winter being an open one the Health Department is enabled to get thousands of privy vaults clean, which will improve the sanitary conditions in the unsewered districts of the city, thus reducing the amount of work to be done by the department in the spring. The Commissioner of Health also advises me that because of the present winter being an open one, there has been a marked increase of contagious diseases throughout the city, and especially in the unsewered districts thereof.

Respectfully submitted,

E. F. DUNNE,  
*Mayor.*

Ald. Bennett moved that the subject matter be laid over for one week.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 22, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an ordinance passed at

the last regular meeting of your Honorable Body, and published at pages 2202 and 2204 of the current printed Council Proceedings, granting permission to Louis Morris and Adolph Goldschmidt, doing business under the name of Morris & Co., to construct and maintain a bulkhead in front of their premises at No. 90 West Quincy street of the dimensions therein mentioned for the reason that said ordinance does not contain the usual provision that a default in the payment of any installment of compensation shall work a forfeiture of the privileges granted.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered, and that it be repassed without reference to a committee with the following amendment:

Amend Section 3 of said ordinance by adding at the end thereof the following provision:

"It is hereby expressly provided that the privileges herein granted shall terminate, and this ordinance shall become null and void if said grantee, or their successors or assigns, fails to promptly pay any installment of the said compensation."

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Hunter moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Hunter moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Hunter moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey,

McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—84.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to Louis Morris and Adolph Goldschmidt, co-partners, doing business under the firm name of Morris, Goldschmidt and Company, their successors and assigns, to construct and maintain a platform or bulkhead immediately in front of their premises at No. 90 West Quincy street; said bulkhead to be thirty-six inches high, twelve (12) feet wide and twenty-five (25) feet long, and to be constructed according to plans to be approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; said bulkhead to be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantees, their successors and assigns, shall restore said portion of the sidewalk at the place where said bulkhead is located to a condition satisfactory to the Commissioner of Public Works, without

cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said bulkhead had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantees herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease. It is hereby expressly provided that the privileges herein granted shall terminate, and this ordinance shall become null and void, if said grantee, or their successors or assigns, fails to promptly pay any installment of the said compensation.

SECTION 4. During the life of this ordinance said grantees, their successors and assigns, shall at all times keep the sidewalk in which such bulkhead is located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. In consideration of the privileges herein granted, and as com-

pensation therefor, the said Louis Morris and Adolph Goldschmidt, their successors and assigns, shall pay to the City of Chicago the sum of one hundred and twenty-five dollars per annum, in advance, each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantees, and the filing within the same time of the bond herein provided for.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 22, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 2163 and 2164 of the current printed Council Proceedings, granting permission to Armour & Co. to construct and maintain a platform on 32d street, raised above the street grade, for the reason that the said ordinance does not contain the usual provision that it shall be revocable at any time by the Mayor at his discretion, and that default in the payment of any installment of compensation which is fixed by the ordinance shall result in the termination of the privileges granted.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered, and that the ordinance be repassed without the usual reference to a committee with the following amendments:

Amend Section 3 of said ordinance by inserting in the fourth line thereof, after the word "ordinance," the following phrase:

"or at any time prior thereto upon

revocation by the Mayor at his discretion, whereupon this ordinance shall become null and void."

Amend Section 7 of said ordinance by adding at the end thereof the following language:

"It is expressly provided that the permission and authority herein granted shall terminate, and this ordinance shall become null and void if said grantee, or its successors or assigns, fail to promptly pay any installment of the said compensation."

Respectfully,

E. F. DUNNE,

Mayor.

Ald. Hunter moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. McCormick (5th ward) moved that the ordinance be re-referred to the Committee on Streets and Alleys, South Division.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 22, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 2169 and 2170 of the current printed Council Proceedings, granting permission to Swift & Co. to lay down and operate a switch track in that part of Herndon street, therein specified, for the reason that said ordinance does not contain the usual provisions that the privileges granted may be revoked at any time by the Mayor, and that a default in the payment of compensation shall result in the termination of the said privileges.

I respectfully recommend that the vote by which said ordinance was passed be

reconsidered, and that the ordinance be repassed without reference to a committee with the following amendments:

Amend Section 3 of said ordinance by adding at the end of said section the following phrase:

"or at any time prior thereto upon revocation by the Mayor at his discretion, whereupon this ordinance shall become null and void."

Amend Section 6 of said ordinance by adding at the end of said section the following words:

"It is hereby expressly provided that the privileges herein granted shall terminate, and this ordinance shall become null and void if said grantee, or its successors or assigns, fails to promptly pay any installment of the said compensation."

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Schmidt (24th ward) moved that the ordinance be re-referred to the Committee on Streets and Alleys, North Division.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 22, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 2200 and 2201 of the current printed Council Proceedings, granting permission to the Hotel Madison Company to construct and make a canopy over the sidewalk from the building located at No. 142 East Madison street for the reason that said

ordinance does not contain the usual provision that a default in the payment of any installment of compensation shall work a forfeiture of the privileges granted.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered, and that it be repassed without reference to a committee with the following amendment:

Amend Section 3 of said ordinance by adding at the end thereof the following provision:

"It is hereby expressly provided that the privileges herein granted shall terminate, and this ordinance shall become null and void if said grantee, or its successors or assigns, fails to promptly pay any installment of the said compensation."

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Hunter moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Hunter moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Robert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson,

Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays—None.*

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Hotel Madison Co., its successors and assigns, to construct, maintain and use a canopy over the sidewalk from the building situate No. 142 East Madison street, which canopy shall be constructed of incombustible material.

The lowest portion of said canopy shall be no less than 11 feet 6 inches above the surface of the sidewalk over which said canopy projects, shall not extend more than 13 feet 3 inches beyond the face of the wall of said building and shall not exceed 7 feet 6 inches in width.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications, shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works, and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the ter-

mination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago.

Provided, That in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense hereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Hotel Madison Company, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed the sum of twenty-five (\$25) dollars per year, payable annually in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby expressly provided that the privileges herein granted shall terminate, and this ordinance shall become null and void if said grantee, or its successors or assigns, fails to promptly pay any installment of the said compensation.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall have first been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which

may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessees or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance; said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance and if at any time during the life of this ordinance such bond shall not be kept in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance together with the bond hereinabove provided for, within thirty (30) days.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 22, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2139 of the current printed Council Proceedings, directing the Commissioner of Buildings to issue a permit to Mrs. Agnes Whalen to erect a frame barn at 133 West Lake street, for the reason that it does not appear that the Committee on Building Department has approved the issuing of such a permit.

I respectfully recommend that the vote by which the said order was passed be reconsidered, and that it be referred to the Committee on Building Department.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Conlon moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Conlon moved that the order be referred to the Committee on Building Department.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 22, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2139 of the current Council Proceedings, directing the Commissioner of Buildings to issue a permit to J. D. Sampson to put in wooden window frames in the ground floor on the alley side of the building at 10 South Curtis street, for the reason that it does not appear that the Committee on Building Department has approved the issuing of such a permit.

I respectfully recommend that the vote by which the said order was passed be reconsidered, and that it be referred to the Committee on Building Department.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Harkin moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Harkin moved that the order be referred to the Committee on Building Department.

The motion prevailed.

ALSO,

The following communication and ordinance:



MAYOR'S OFFICE, }  
January 22, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I transmit herewith a communication from the Commissioner of Health relating to the prohibition of spitting in public places, and also submit herewith an ordinance relating to the same subject as suggested by the said Commissioner of Health in his letter.

Respectfully,

E. F. DUNNE,  
Mayor.

DEPARTMENT OF HEALTH, }  
CHICAGO, November 27, 1905. }

Honorable Edw. F. Dunne, Mayor, and  
the Honorable, the City Council,  
Chicago:

GENTLEMEN—I beg to call your attention to the fact that an ordinance passed January 14, 1901, amended March 6, 1905, prohibiting spitting in public places, provided in addition to the penalty imposed for the placing of cards in public conveyances and in all public buildings.

In the Revised Code, which has just come to hand, I note that this ordinance has been cut to four lines, appearing as Section 1493. It was the intent of the framers of this measure to make it so that it might be used in an educational way. This was the object in having the cards widely posted throughout the city. It being urged that publicity was the one thing needed to aid in the enforcement of a measure of this kind.

I enclose herewith a copy of the ordinance as originally passed and beg to suggest that it be re-enacted in its entirety.

Very truly yours,

CHAS. J. WHALEN, M. D.  
Commissioner of Health.

Be it ordained by the City Council of the City of Chicago:

SECTION 1. That the Revised Municipal Code of Chicago of 1905 be and the

same is hereby amended by striking therefrom Section 1493, and substituting therefor a section to be known and numbered as Section 1493, which shall read as follows:

"No person shall spit upon any public sidewalk or upon the floor of any public conveyance or of any theatre, hall, assembly room, public building, or building where any considerable number of people gather or assemble together.

"Every person, firm or corporation owning or operating any public conveyance for the transportation of passengers within the city, and every corporation or person owning, leasing or conducting any such building within the city limits shall cause to be posted and kept posted at all times in a conspicuous place within said public conveyance or building a suitable sign or placard bearing the following legend and no other: Spitting is prohibited upon sidewalks, in public conveyances, theatres, halls, assembly rooms, public buildings, or buildings where any considerable number of people gather or assemble together, and in all similar places.

"Offenders are liable to arrest and fine under an ordinance of the City of Chicago.

"Said signs or placards shall be uniform in size and typography with the standard sign or placard to be seen in the office of the Commissioner of Health.

"Such a sign or placard shall also be posted and kept posted upon the outside of all patrol boxes within the city limits.

"It shall be the duty of every member of the police force to enforce the provisions of this ordinance.

"Every person violating the provisions of this ordinance shall, upon conviction, be fined in a sum not less than one dollar nor more than five dollars."

SECTION 2. This ordinance shall be in effect from and after its passage and due publication.

Which was referred to the Committee on Health Department.

The Clerk submitted the following communication:

CITY CLERK'S OFFICE,  
January 22, 1906.

To the Honorable, the Mayor and City Council:

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinances, which have been filed in this office since your last preceding meeting.

Acceptance and bond of Fritz Goetz, under ordinance of January 15th, 1906.

Yours respectfully,

A. C. ANSON,  
City Clerk.

Which was placed on file.

ALSO,

The following communication:

CITY CLERK'S OFFICE,  
January 22, 1906.

To the Honorable, the Mayor and City Council:

GENTLEMEN—In conformity with order passed December 11th, 1905, I hereby make report of grantees under ordinances who have failed to file acceptances of same within the time specified:

Women's Athletic Club, ordinance of December 18th, 1905.

Song Ying Lo, ordinance of December 18th, 1905.

Vaclav Bartos, ordinance of December 18th, 1905.

Frank Ciba, ordinance of December 18th, 1905.

Yours respectfully,

A. C. ANSON,  
City Clerk.

Which was placed on file.

ALSO,

The report of the Department for the Inspection of Steam Boilers and Steam Plants.

Which was placed on file.

ALSO,

The official bond of John L. Ahren, as Inspector of Fish, in the penal sum of \$5,000, with Chas. H. Mitchell and Wm. S. Heffernan as sureties.

Ald. Kohout moved the approval of the bond.

The motion prevailed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno. Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Ruxton, Kohout, Hunter, Race—63.

Nays—None.

ALSO,

The official bond of Emil Faure, as Assistant Harbor Master, in the penal sum of \$5,000, with M. H. Flanigan and Thos. W. Bell as sureties.

Ald. Kohout moved the approval of the bond.

The motion prevailed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Ruxton, Kohout, Hunter, Race—63.

Nays—None.

ALSO,

The official bond of W. Palewicz, as Bridgetender at Division Street Bridge, in the penal sum of \$5,000, with Alb. A. Bock and Jacob Turzynski as sureties.

Ald. Kunz moved the approval of the bond.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon,, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitta, Conlon, Ryan. Powers, Finn, Stewart. Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Willistor, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Ruxton, Kohout, Hunter, Race—63.

*Nays*—None.

The Department of Public Works submitted the following communication:

DEPARTMENT OF PUBLIC WORKS,  
CHICAGO, January 18, 1906.

To the Honorable, the Mayor and the City Council:

GENTLEMEN—I herewith transmit report of Engineers MacHarg, Ericson and Shaw, relative to the protection of water mains and service pipes from injury by the current from trolley lines, in which I concur.

Yours very respectfully,

J. M. PATTERSON,  
Commissioner.

INTERCEPTING SEWER DIVISION,  
CHICAGO, January 16, 1906.

Mr. J. M. Patterson, Commissioner of Public Works:

DEAR SIR—We desire to call your attention to the necessity which exists that provision be made in any franchise which

permits the use of electricity by any traction company as motive power for the protection of water mains and service pipes from injury by the current.

Respectfully submitted,

WM. F. MACHARG,  
Consulting Engineer.

JOHN ERICSON,  
City Engineer.

I concur in the above.

W. A. SHAW,  
Engineer in Charge.

Which was placed on file.

The Board of Education submitted requests as follows:

For a six-room addition and assembly hall to the Patrick Henry School.

For a nine-room addition and assembly hall to the Louis Nettelhorst School.

To rescind action to institute condemnation proceedings for property north of the Columbus School premises, which were

Referred to the Committee on Schools

The Board of Local Improvements presented the following communication:

BOARD OF LOCAL IMPROVEMENTS,  
January 19, 1906.

Hon. Edward F. Dunne, Mayor, and Members of the City Council:

GENTLEMEN—By direction of the Board of Local Improvements, and in accordance with instructions of your Honorable Body, I herewith submit certain sections of the City Code, relative to the construction of sidewalks, and suggest that the Code be amended so far as these sections are concerned so as to read as herein set forth.

Yours respectfully,  
JOHN A. MAY,  
Secretary.

CHAPTER LIX.  
SIDEWALKS.

ARTICLE I.

CONSTRUCTION OF SIDEWALKS.

2061. (Regulations.) In all cases ex-

cept where sidewalks are to be laid in accordance with the provisions of special assessment ordinances, it shall be unlawful for any person or corporation to construct, lay or rebuild any sidewalk on any portion of the public streets or alleys of the city, except in compliance with the following specifications, under a penalty of not less than ten dollars nor more than fifty dollars for each violation of this article, and each day that such sidewalk shall remain so constructed, laid or rebuilt in violation of this article shall be a separate and distinct offense, and any person so violating this article shall be liable to a like penalty for each and every day that such sidewalk remains so constructed, laid or rebuilt. Such specifications are hereby fixed and adopted as follows, and are hereby made a part of this article.

**SPECIFICATIONS FOR PORTLAND CEMENT—  
CONCRETE SIDEWALKS.**

2062. (Walks Laid on Filling.) A foundation shall be first prepared by cutting down or filling up the natural surface of the ground to a sub-grade, which shall be fourteen inches below final sidewalk grade. Wherever filling is necessary to bring the foundation to sub-grade, such filling shall be composed of earth or cinders or other material equally as good for filling purposes, free from animal or vegetable matter, placed in such a manner as to leave a berm of one foot on each side of and flush with the top of the completed walk (except where the walks are laid full width of the sidewalk space), and shall slope to the natural surface of the ground at the rate of one and one-half feet horizontal to one foot vertical. Where necessary the foundation shall be compacted by wetting, rolling, or ramming, until solid and unyielding. Soft and spongy places not affording a firm foundation shall be dug out and refilled with earth or cinders or other material equally as good for filling purposes, free from animal or vegetable matter, thoroughly compacted. Upon this sub-foundation shall be laid a layer

of cinders which shall be nine inches in depth after being flooded with water and thoroughly tamped. Upon the foundation thus prepared shall be placed a layer of hydraulic cement concrete four and one-quarter inches in thickness, composed of the following materials and proportions: The concrete shall consist of one part of cement equal in quality to the best Portland cement, two and one-half parts of clean torpedo sand, free from dust, loam and dirt, of sizes ranging from one-eighth of an inch down to the finest, and five parts of crushed limestone, or other stone equally as good for concrete purposes, or washed gravel, all of which shall be free from dust and dirt or other foreign substances, and of sizes measuring not less than one-fourth of an inch or more than one inch in any dimension. The cement and sand shall be thoroughly mixed dry, after which it shall be moistened with water and made into a stiff mortar. The crushed stone or gravel, after being sprinkled with water, shall then be incorporated in the mortar, and the mass shall be thoroughly mixed together by turning over with shovels, hoes or mechanical mixers at least three times, and then placed on the foundation and rammed until perfectly solid.

The second, or finishing layer, three-fourths of an inch thick composed of two parts of cement equal in quality to the best Portland cement, and three parts clean torpedo gravel or granite screenings, shall be put on before the first layer has set, and troweled sufficiently to give the completed walk a smooth, even and glossy surface.

A space of one and one-half inches must be left between all walks and the curb at street and alley intersections to provide for expansion.

All mixing to be done on water-tight platforms.

All work on 5, 6, 10, 12, 15, 18, 20, 24 and 25-foot walks to be laid out in blocks five feet by six feet in size; on all other widths of walk the stones to be of uni-

form size and to have a surface of not less than twenty-four square feet nor more than thirty-six square feet.

All walks, except full width walks, to be laid on a line one foot from and parallel with the lot line unless otherwise ordered, by special ordinance (provided, however, that no ordinance for special sidewalk line shall be passed that does not cause a uniform alignment of sidewalks on both sides of the street for a distance of not less than 1,200 lineal feet), or, where a definite sidewalk line is established in a block, by cement sidewalks laid prior to March 23rd, 1904, when the line established by the walks already laid shall be followed for the remainder of the block.

#### WALKS LAID OVER VAULTS, AREAWAYS, ETC.

2063. (Sub-Structure.) The sub-structure shall consist of steel "I" beams set not more than five feet apart from center to center, the outer end of said beam to rest at least eight inches on the curb wall and to be firmly bedded in masonry to the top flange of beam. Where practicable the inner end of said beam shall penetrate the building wall not less than six inches. Whenever said beams rest on area wall, and the clear span between bearing points exceeds nine feet, such wall shall not be less than twelve inches in thickness.

Where no area or building wall exists, said cross-beams shall rest on or be framed into a girder beam and shall be fastened to same with proper angles and thoroughly bolted or riveted. All intersecting or girder beams to be one inch deeper in size than the cross-beams which are to rest on or be framed into them (for example, seven-inch cross-beams to rest on or be framed into eight-inch girder beams; eight-inch cross-beams to rest on or be framed into nine-inch girder beams, etc.).

Such girder beams to be supported by circular cast iron columns set not more than eight and one-half feet apart from center to center. Such columns to be not

less than five inches external diameter, and metal not less than one-half inch thick, free from blow-holes and other defects.

Such columns to rest on twelve-inch by twelve-inch iron plates one inch in thickness firmly bedded in a concrete foundation, said foundation to be not less than eighteen inches thick and having a surface bearing not less than four square feet. The top of such columns shall have a square plate one inch thick, and shall be fitted with a shoe formed in same in which the above-mentioned girder beam shall rest. Wherever columns over ten feet in length are required they shall be of three-fourths inch metal and six inches external diameter.

The top of the completed iron sub-structure shall be a plane parallel with and four inches below the top of the finished walk.

The following size steel cross-beams shall be used in construction:

For six-foot span six-inch beams weighing twelve and one-fourth pounds per foot.

For seven-foot span six-inch beams weighing twelve and one-fourth pounds per foot.

For eight-foot span seven-inch beams weighing fifteen pounds per foot.

For nine-foot span eight-inch beams weighing seventeen and three-quarters pounds per foot.

For ten-foot span eight-inch beams weighing seventeen and three-quarters pounds per foot.

For eleven-foot span nine-inch beams weighing twenty-one pounds per foot.

For twelve-foot span nine-inch beams weighing twenty-five pounds per foot.

For thirteen-foot span ten-inch beams weighing twenty-five pounds per foot.

For fourteen-foot span twelve-inch beams weighing thirty-one and one-half pounds per foot.

For fifteen-foot span twelve-inch beams

weighing thirty-one and one-half pounds per foot.

For sixteen-foot span twelve-inch beams weighing thirty-five pounds per foot.

For seventeen-foot span twelve-inch beams weighing forty pounds per foot.

For eighteen-foot span twelve-inch beams weighing forty pounds per foot.

For nineteen-foot span fifteen-inch beams weighing forty-two pounds per foot.

For twenty-foot span fifteen-inch beams weighing forty-two pounds per foot.

If for any reason it should become advisable or necessary to change the spacing between beams or use a beam of different depth than those specified, the spacing shall be so changed or such beam shall be of sufficient weight to give it bearing strength equal to the beam specified (for example, on a fourteen-foot span, if it should be necessary to substitute a ten-inch beam for the twelve-inch beam specified, such ten-inch beam must weigh thirty-five pounds per foot; or, should such ten-inch beam weigh but twenty-five pounds per foot, then they shall be set not more than four and four-tenths feet apart from center to center).

Between the beams set in place as above specified, and securely fastened to the lower flange of same, shall be placed temporary arched forms or centers, smooth on the upper surface, which shall be removed when the concrete has become thoroughly set. Said forms to be set so that the top or crown of same shall be two inches below the top of the steel cross-beams.

Upon the above specified forms shall be placed the concrete, composed of the same kind and quality of material, in the same proportions and mixed in the same manner as the concrete specified for cement sidewalks laid on filling, said concrete to be thoroughly compacted by tamping or ramming (especial care being given to tamping and ramming about the

joints), and brought to a grade three inches above the top of the steel sub-structure and one inch below and parallel with the top of the completed walk. The top, or finishing layer, one inch thick, composed of two parts of cement, equal in quality to the best Portland cement, and three parts screened torpedo gravel, or granite screenings, to be put on before the first layer has set, and troweled sufficiently to give the completed walk a smooth, even and glossy surface; joints to be formed over the center of each "I" beam in the concrete, as well as in the top dressing, and shall extend over the curbing down to the pavement.

Any system or method of vault construction equal to the above system may be used in lieu thereof, but in all cases any plans calling for beams or a construction of a size or character different from the above sizes and weights shall be submitted to the Commissioner of Public Works for approval before construction is commenced, and shall be capable of sustaining a distributed safe load of three hundred pounds per square foot, including weight of walk.

Section 2064. (Stamp or Name Plate.) Before the top or finishing layer of concrete walk has set the contractor or person building the walk shall place in such walk in front of each lot or parcel of property a stamp or plate giving plainly the name and address of the contractor or person building the walk and the year in which the work was done. The top of said plate or stamp, which must not cover more than fifty-four square inches of surface, shall be flush and even with the top of the finished walk, and must be of a permanent character, plainly stamped or firmly bedded in the concrete in such a manner that it cannot become loose, or be easily removed or defaced.

Wherever one contractor or person has laid walks in front of three or more adjoining lots or parcels of property in one continuous stretch, then one of the above-named stamps placed in the walk

at each end of said stretch of walk will be sufficient.

At all street intersections the street names shall be stamped or placed in the walks, said names to be composed of letters not less than five inches in height and of a style or pattern to be approved by the Commissioner of Public Works.

2065. (Slope.) All sidewalks to be so constructed that when completed the top surface shall coincide with the grade of the space between the curb line and the street line, which grade shall be a uniform incline from the street line toward the curb line, with a fall of one inch in every three feet.

2066. (Curbage.) The curbage shall consist of concrete mixed of materials and in proportions as in this article specified for concrete walks, with a top dressing of one inch thick, and shall extend four inches below the top of the pavement. When finished it shall present a true and perfectly plumb appearance and shall be free from buckles and bulges, all joints to be straight and clean cut.

2067. (Driveways.) Where driveways are to be built across the sidewalk space they shall conform to the sidewalk grade and shall be nine inches in depth, consisting of a layer of concrete seven inches in depth and a top or finishing layer two inches in depth. Work to be in the manner, and materials to be of the quality and proportions specified for Portland cement concrete walks.

#### SPECIFICATIONS FOR STONE SIDEWALKS.

2068. (Material and Dimensions.) Stone sidewalks shall be constructed of the best quality of limestone, quarried a sufficient time to be seasoned and thoroughly frost proof. Said stone to be free from cracks, seams and imperfections, sawed or planed with full joints grooved for one and one-fourth by three-eighths-inch iron bars, the ends to be full, and heads dressed to a uniform thickness. No stone to be less than four and one-half feet wide and of the following thicknesses:

For walks eight feet wide, the stone shall be not less than six inches thick.

For walks ten feet wide, the stone shall be not less than eight inches thick.

For walks twelve feet wide, the stone shall not be less than ten inches thick.

For walks fourteen feet wide, the stone shall be not less than twelve inches thick.

For walks sixteen feet wide, the stone shall be not less than fourteen inches thick.

Said stones to be bedded on the curb wall on the outside and on the inside on six by eight-inch iron lintels of one and one-fourth-inch metal. Said lintels to be supported by circular cast iron columns not less than eight feet in length set not more than eight and one-half feet apart from center to center, resting on a foundation of stone not less than twelve inches deep, and having a surface bearing of not less than four square feet. Said columns to be of the best quality of cast iron, free from blow-holes and other defects and to be of the following sizes, external diameter:

For walks eight feet wide or less, four-inch columns of one-half-inch metal.

For walks ten feet wide, five-inch columns of one-half-inch metal.

For walks twelve feet wide and over, six-inch columns of one-half-inch metal.

Where columns over ten feet in length are required, they shall be of three-fourths-inch metal and one inch greater in external diameter than the size specified above for the different widths of walk.

All joints in the walk to be made water-tight by calking with oakum and pitch.

#### SPECIFICATIONS FOR MACADAM SIDEWALKS.

2069. (Foundation—Material—Curb.)

A foundation shall first be prepared by cutting down or filling up the natural surface of the ground to within eleven inches of the final grade. Wherever the natural surface of the ground is not eleven inches below grade, it shall be ex-

cavated to a depth of eleven inches below a straight line drawn from the top of the inner to the top of the outer curb. Wherever filling is required in preparing the foundation it shall be of earth, cinders or other material equally as good for filling purposes, free from animal or vegetable matter, which shall be compacted by flooding, tamping or rolling.

Contractors must not take material from private property for filling or other purposes without the consent of the property owners.

Upon the foundation as above prepared shall be placed a layer of cinders or slag, said layer to be of a depth of nine inches after being flooded and tamped with an iron shod tamper weighing not less than twenty pounds to each one hundred square inches of surface, and shall be two inches below and parallel with the top of the wooden curbing hereinafter specified. Upon said layer of cinders shall be placed a layer of limestone screenings free from animal or vegetable matter, which shall be of a depth of two inches after being flooded and tamped with an iron-shod tamper, as specified above.

A wooden curb shall be constructed on each side of said sidewalk in such a manner as to leave a clear sidewalk space of the width required by ordinance between said curbs.

Said wooden curb shall consist of sound split cedar posts, or posts of other material equally as good, having a face of not less than three (3) inches; said posts to be not more than four (4) feet apart from center to center, and driven firmly into the ground to a depth of not less than fifteen (15) inches below the natural surface of the same (except where excavating is necessary to bring walks to proper grade, when said stakes shall extend not less than eighteen (18) inches below the bottom of the curbing), with the tops even with the sidewalk grade.

Hemlock plank of the best quality, two (2) inches thick, and six (6) inches

wide, shall be nailed to the face of the posts with two (2) thirty (30) penny wire nails to each post in each plank.

Said curbing shall be so set that the top edge of same shall be even with the top of the finished sidewalk; all of said curbing shall be back-filled with earth or cinders, free from animal or vegetable matter, in such a manner as to leave a berm of one (1) foot on each side of and flush with the top of the completed sidewalk, and shall slope thence to the natural surface of the ground at the rate of one (1) foot horizontal to one (1) foot vertical.

After said sidewalks shall have been completed to sidewalk grade, they shall be crowned with a layer of fine limestone screenings of the grade known to the trade as "FF" screenings, free from animal or vegetable matter; the top of said crown in the center to be not less than three (3) inches above a straight line drawn from the top of the inner to the top of the outer curb, and shall be rounded down with uniform surface to meet the curbing on either side, the whole to be flooded and thoroughly tamped with an iron-shod tamper, as specified above.

All work to be done in a workmanlike manner and to the satisfaction of the Commissioner of Public Works.

#### SPECIFICATIONS FOR CINDER SIDEWALKS.

2070. (Foundation—Material—Curb.) A foundation shall first be prepared by cutting down or filling up the natural surface of the ground to within twelve inches of the grade of the finished sidewalk. Where filling is necessary, the same shall consist of earth, cinders or other material equally as good for filling purposes, free from animal or vegetable matter, and shall be thoroughly compacted by wetting and rolling or ramming until solid and unyielding. Wherever said walk is to be laid over low, swampy ground, drainage shall be provided for by placing six-inch drain tile across the bottom or foundation, not



more than twenty-five feet apart from centers, in order not to interfere with the surface drainage.

On the foundation as above prepared shall be laid a layer of coarse cinders or slag, said layer to be of a depth of nine inches after being thoroughly compacted by wetting, rolling or ramming.

Upon said layer of coarse cinders or slag shall be laid a layer of fine, well-screened cinders, said layer to be of a depth of three inches after being puddled, tamped or rolled until solid and unyielding.

A wooden curb shall be constructed on each side of said sidewalk in such a manner as to leave a clear sidewalk space of the width required by ordinance between said curbs.

Said wooden curbs shall consist of sound split cedar posts, or posts of other material equally as good, having a face of not less than three (3) inches; said posts to be not more than four (4) feet apart from center to center, and driven firmly into the ground to a depth of not less than fifteen (15) inches below the natural surface of same (except where excavating is necessary to bring walks to proper grade, when said stakes shall extend not less than eighteen (18) inches below the bottom of the curbing, with the tops even with the sidewalk grade.

Hemlock plank of the best quality, two inches thick and six inches wide, shall be nailed to the face of the posts, with two thirty-penny wire nails to each post in each plank. Said curbing shall be set so that the top edge of the same shall be even with the top of the finished sidewalk. All of said curbing shall be back-filled with earth or cinders, free from animal or vegetable matter, in such a manner as to leave a berm of six inches on each side of and flush with the top of the completed sidewalk, and shall slope thence to the natural surface of the ground at the rate of one foot horizontal to one foot vertical.

Said sidewalk shall be so constructed

that when completed the top surface shall coincide with the grade of the space between the curb line and the street line, which grade shall be a uniform incline from the street line toward the curb line, with a fall of one inch in every three feet.

After said walks shall have been constructed at grade, they shall be crowned with a layer of fine cinders, the top of which shall not be less than three (3) inches in height, above a straight line drawn from the tops of the inner and outer curbs, to provide for the complete settling of the walks after construction, the whole to be rolled with a roller weighing not less than five hundred (500) pounds.

All work to be done in a workmanlike manner and to the satisfaction of the Commissioner of Public Works.

#### INTERSECTIONS.

Whenever cinder sidewalks are to be laid on streets drained by surface ditches, the walks over such ditches at the street intersections shall be composed of such materials and constructed in such manner as the Commissioner of Public Works shall direct.

2071. (Duty to Enforce Provisions.) It shall be the duty of the Department of Public Works, the Sidewalk Department, the Police Department and any city officer and employe having police power, to enforce the provisions of this article by stopping any work being done in violation of the terms of this article.

2072. (Sidewalk Widths—Curbs.) All sidewalks which may hereafter be ordered by the City Council shall be constructed under the superintendence and to the satisfaction of the Department of Public Works, and shall be of the width herein specified, unless a different width shall be specified in the order, to-wit: On all streets which are one hundred feet wide and upward, twenty feet; on streets eighty feet and upward in width, sixteen feet; on streets sixty-six feet and under eighty in width, fourteen feet; on

streets sixty feet and under sixty-six feet in width, twelve feet; on streets fifty feet and under sixty feet in width, ten feet; and on streets sixty feet and more than fifty feet in width, ten feet; and on streets less than fifty feet and more than forty feet in width, six feet; and on streets thirty feet and less than forty feet in width, four feet. When built of full width, a substantial curbing of stone or white oak plank, not less than three inches in thickness, well tied in, shall be laid on the outer edge of the sidewalk.

2073. (Grade.) The grade for sidewalks shall be established by the Department of Public Works and a record of same, accessible to the public, shall be kept on file. If any person shall build or assist in building any sidewalk where no grade has been established, without first obtaining a grade therefor from the Department of Public Works, or contrary to any grade which may be obtained from said department, or shall build or assist in building any sidewalk contrary to any grade which may have been or may be established by the City Council, or contrary to any of the provisions of this chapter, he shall, in either case, be subject to a penalty of not more than ten dollars for every offense, and to a further penalty of ten dollars for every day he shall fail to remove or reconstruct the same after notice by the Department of Public Works.

2074. (Flush with Building.) No part of any sidewalk or sidewalk space shall be taken for private use by lowering or cutting down the same next to the building, or railing off the same by any wooden or iron railing, or by shutting off the public from passing along and over the same, and said sidewalk shall not be raised up next to the building by constructing a platform, or platforms, on the same, of either wood, iron or stone; but said sidewalks shall be built flush up to the building on a uniform grade, as herein provided.

2075. (Smooth Glass in Sidewalk.) No

person shall insert any smooth piece of glass in any sidewalk for any purpose whatever, and all pieces of smooth glass which have been inserted in any sidewalk shall be forthwith removed under a penalty of five dollars for each and every day they shall be allowed to remain after notice to remove same.

2076. (Grade Fixed.) No part or portion of any sidewalk where the grade has been established shall be laid or relaid at any different grade or any other level than the adjacent portions of such sidewalks; and for every violation of this section there is hereby imposed upon the person violating the same a penalty of not less than five nor more than twenty dollars, and he shall also alter said sidewalk so as to make the same conform to the established grade, and, in case he neglects and refuses so to do within a reasonable time, it shall be lawful for the Department of Public Works to alter the same, and the costs and expense of the same shall be paid by such owner, and may be recovered from him in an action in the name of the city.

2077. (Fixed Width—Grass Plats.) No person shall extend or build any sidewalk beyond the established width of the sidewalk space, and on all streets where courts or open spaces are allowed for planting trees or for grass plats, the same shall not be covered with plank or other material except such parts and portions of said space as may be allowed to be used for coal vaults, or in front of business houses.

2078. (Repair of Wooden Sidewalk.) Any wooden sidewalk already built or constructed within the city may be repaired; provided, the cost of such repair does not exceed ten per cent of the value of such sidewalk, and that the stringers under said sidewalk are in good, sound condition, and do not need repairing or replacing.

2079. (Stone and Cement District.) No sidewalk shall be constructed, laid or rebuilt in that portion of the City of Chi-

cago bounded as follows, to-wit: Commencing at the intersection of the west shore of Lake Michigan and the south line of Seventy-fifth street, thence west along the south line of Seventy-fifth street to the southeasterly line of Vincennes road, thence in a southwesterly direction along the southeasterly line of Vincennes road to the south line of Seventy-ninth street, thence west along the south line of Seventy-ninth street to the west line of Morgan street, thence north along the west line of Morgan street to the south line of Sixty-ninth street, thence west along the south line of Sixty-ninth street to the west line of Ashland avenue, thence north along the west line of Ashland avenue to the north line of Forty-seventh street, thence east along the north line of Forty-seventh street to the west line of Halsted street, thence north along the west line of Halsted street to the northerly line of Archer avenue, thence easterly along the northerly line of Archer avenue to the west line of Clark street, thence north along the west line of Clark street to the south line of Twelfth street, thence west along the south line of Twelfth street to the east line of Canal street, thence south along the east line of Canal street to the south line of Fourteenth street, thence east along the south line of Fourteenth street to the east line of Halsted street, thence south along the east line of Halsted street to the right-of-way of the Chicago, Burlington & Quincy Railroad, thence southwesterly along the right-of-way of the Chicago, Burlington and Quincy Railroad to the east line of Rockwell street, thence south along the east line of Rockwell street to the south line of Twenty-sixth street, thence west along the south line of Twenty-sixth street to the east line of Kedzie avenue, thence south along the east line of Kedzie avenue to the south line of Thirty-first street, thence west along the south line of Thirty-first street to the right-of-way of the Belt Railway (Forty-sixth avenue), thence north along the

right-of-way of the Belt Railway to the south line of Madison street, thence west along the south line of Madison street to the West City Limits (Austin avenue), thence north along the West City Limits (Austin avenue) to the north line of Chicago avenue, thence east along the north line of Chicago avenue to the west line of Fortieth avenue, thence north along the west line of Fortieth avenue to the southwesterly line of Grand avenue, thence northwesterly along the southwesterly line of Grand avenue to the west line of Forty-fourth avenue, thence north along the west line of Forty-fourth avenue to the north line of Fullerton avenue, thence east along the north line of Fullerton avenue to the west line of Hamlin avenue, thence north along the west line of Hamlin avenue to the north line of Diversey avenue, thence east along the north line of Diversey avenue to the west line of Central Park avenue, thence north along the west line of Central Park avenue to the south line of Addison avenue, thence west along the south line of Addison avenue to the southwesterly line of Milwaukee avenue, thence northwesterly along the southwesterly line of Milwaukee avenue to the north line of Montrose avenue, thence east along the north line of Montrose avenue to the northeasterly line of Elston avenue, thence southeasterly along the northeasterly line of Elston avenue to the right-of-way of the Chicago & Northwestern Railroad (Milwaukee Division), thence southeasterly along the right-of-way of the Chicago & Northwestern Railroad to the east line of Ashland avenue, thence south along the east line of Ashland avenue to the northeasterly line of Milwaukee avenue, thence southeasterly along the northeasterly line of Milwaukee avenue to the north line of Kinzie street, thence east along the north line of Kinzie street to the west line of Orleans street, thence north along the west line of Orleans street to the south line of Chicago avenue, thence west along the south line of Chicago avenue to the west line of Town-

send street, thence north along the west line of Townsend street to the intersection of the north line of the north line of Division street and the southwesterly line of Clybourne avenue, thence northwesterly along the southwesterly line of Clybourne avenue to the west line of North Western avenue, thence north along the west line of North Western avenue to the north line of Peterson avenue, thence east along the north line of Peterson avenue to the west line of Robey street, thence north along the west line of Robey street to the southwesterly line of Ridge avenue, thence northwesterly along the southwesterly line of Ridge avenue to the North City Limits, thence easterly along the North City Limits to the west shore of Lake Michigan, thence in a southerly direction along the west shore of Lake Michigan to the place of beginning, except the same shall be constructed, laid or rebuilt of stone of other incombustible material, under a penalty of not less than \$20.00 nor more than \$100.00 for each violation of this section, and each day that such sidewalk shall remain so constructed, laid or rebuilt in violation of this section shall be a separate and distinct offense, and the person so violating this section shall be subject to a like penalty for each and every day the same remains; provided, however, that nothing in this section shall be held to apply to sidewalks to be laid over bridges and viaducts, or on the approaches to same where the elevation of the sidewalk is more than eight feet above the natural surface of the ground.

2088. (Permit to Repair—Rebuild.) No person shall build, rebuild, remove, repair, or in any manner disturb any sidewalk without first having obtained a permit from the Department of Public Works, specifying the work to be done (and any violation of the terms of such permit shall render same null and void), under a penalty of not less than ten nor more than fifty dollars for each offense.

2093. (No Repair Without Permit.) It shall also be the duty of police officers

to see to it that no person shall build, rebuild, remove, repair, or in any manner disturb any sidewalk without first having obtained a proper permit from the Department of Public Works.

Which was referred to the Committee on Judiciary.

ALSO,

A list of assessment rolls filed in the County Court, January 19, 1906.

Which was placed on file.

ALSO,

A report and ordinance, establishing the grades of sundry streets.

By unanimous consent the ordinance was put upon its passage and passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Porter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bildl, Hunt, Ruxton, Kobout, Hunter, Race—64.

Nays—None.

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

#### FIRST WARD.

Ald. Coughlin presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to A. Elpin to hang glass swing sign 36 inches by 48

inches, situate No. 134 Fifth avenue. Said glass sign shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time in his discretion.

Which was, on motion, duly passed.

Ald. Coughlin presented an order in favor of Clara F. Bass for an opening in the sidewalk at 359 Dearborn street, which was

Referred to the Committee on Streets and Alleys, South Division.

The Board of Local Improvements submitted a recommendation, estimate and ordinance for a supplemental assessment for grading and paving with granite blocks the alley from Franklin street to Market street and between Randolph street and Washington street.

By unanimous consent, on motion of Ald. Coughlin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Twentieth street to Twenty-first street, between Wabash avenue and Michigan avenue.

By unanimous consent, on motion of

Ald. Kenna, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## SECOND WARD.

Ald. Harding presented the following order:

*It is Herby Ordered*, That the City Clerk deliver to the South Park Commissioners all the original petitions and consents of the owners of the frontage of the lots and lands abutting on East Sixteenth street, Prairie avenue, Twentieth street and South Park avenue, for the boulevarding of said streets and avenues from Michigan boulevard and Sixteenth street, by way of said streets and avenues, to South Park avenue and Thirty-third street, which were presented to the City Council of the City of Chicago since July 1, 1905, and are now on file in his office, and retain for the files in lieu thereof certified copies of all the said petitions and consents.

Which was, on motion, duly passed.

Ald. Harding presented the following ordinance:

### AN ORDINANCE

To amend a certain ordinance entitled "An ordinance for the boulevarding of Sixteenth street, from Michigan boulevard to Prairie avenue, Prairie ave-

nue, from Sixteenth street to Twenty-ninth street; Twenty-ninth street, from Prairie avenue to South Park avenue, and South Park avenue, from Twenty-ninth street to Thirty-third street," passed by the City Council of the City of Chicago, on the thirtieth day of October, A. D. 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the certain ordinance entitled "An ordinance for the boulevarding of Sixteenth street, from Michigan boulevard to Prairie avenue; Prairie avenue, from Sixteenth street to Twenty-ninth street; Twenty-ninth street, from Prairie avenue to South Park avenue, and South Park avenue, from Twenty-ninth street to Thirty-third street," passed by the City Council of the City of Chicago, on the thirtieth day of October, A. D. 1905, be, and the same hereby is amended by striking therefrom the words contained in Section 1 thereof, as follows: "With the South Park, all in accordance with an Act entitled 'An act to enable Park Commissioners or corporate authorities to take, regulate, control and improve public streets leading to public parks; to pay for the improvement thereof, and in that behalf to make and collect a special assessment, or special tax, on contiguous property; approved April 9, 1879,'" said words being embraced in lines 1 to 11, inclusive, in the left-hand column of page 1390 of the official record of the meeting of the City Council of the City of Chicago, held on the thirtieth day of October, A. D. 1905; and by inserting in the place and stead of the words so stricken out, the words "and that portion of the City of Chicago lying east of Michigan boulevard and between Sixteenth street and Thirty-third street, with the South Park."

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter.

Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Princeton avenue, from Thirty-first street to Thirty-third street.

By unanimous consent, on motion of Ald. Harding, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### THIRD WARD.

Ald. Foreman presented the following order:

*Ordered*, That the collection of water rates from National Guard Armories be suspended until the proper committee can take up the question of exempting these public institutions from the payment of water rates.

Which was, on motion, duly passed.

Ald. Foreman presented the following order:

*Ordered*, That the Finance Committee take up for consideration the question of exempting National Guard Armories from the payment of water rates, and, if their conclusion be that this should be done, to report a proper amendment to the Municipal Code covering this point.

Which was referred to the Committee on Finance.

Ald. Foreman presented the claim of C. H. Phifer for damage to carriage, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alleys in the block bounded by Thirty-fifth street, Thirty-seventh street, Indiana avenue and Prairie avenue.

Which was, on motion of Ald. Foreman, deferred.

ALSO, .

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt the present roadway of Thirty-fourth street, from Armour avenue to Indiana avenue.

By unanimous consent, on motion of Ald. Pringle, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoeh, Eidmann, Bihl,

Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### FOURTH WARD.

Ald. Richert presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to remove obstruction in stub end of Quarry street, fronting on river.

Which was, on motion, duly passed.

Ald. Richert presented an order to permit V. Mackowiack to complete building in rear of premises, 815 Thirty-first place, which was

Referred to the Committee on Building Department.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Twenty-fifth street, from Lowe avenue to the Chicago, Rock Island & Pacific Railway.

By unanimous consent, on motion of Ald. Richert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoeh, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### FIFTH WARD.

Ald. McCormick presented a petition and order asking for an increase in wages

for the arc lamp trimmers and dynamo tenders; also an order to investigate water rates assessed against premises at 2844 Levee street, which were

Referred to the Committee on Finance.

Ald. McCormick presented an order for a permit to raise one-story frame building at 28 Hillock avenue, which was

Referred to the Committee on Building Department.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, filling and paving with slag macadam South Irving avenue, from Thirty-fifth street to Bross avenue.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, filling and paving with slag macadam South Winchester avenue, from Thirty-fifth street to Thirty-eighth street.

By unanimous consent, on motion of Ald. Martin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey,

McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## SIXTH WARD.

Ald. Young presented the following orders:

*Ordered*, That the City Electrician be and he is hereby authorized and directed to issue a permit to Isaac Keim to string one private telephone wire from his residence, 4117 Grand boulevard, to his barn just across the alley in the rear of his residence; said wire shall be erected and maintained according to the rules and regulations of the Department of Electricity, and to the satisfaction and approval of the City Electrician. The permission hereby granted shall be subject to revocation by the Mayor at any time in his discretion.

*Ordered*, That the Commissioner of Public Works be and he is hereby instructed to issue a permit to Mr. R. E. Herbert to erect a V-shaped sign in front of premises known as 298 East Forty-third street. The erection of such sign shall be in accordance with the rules and regulations of the Department of Public Works and the permission hereby granted is subject to revocation at any time at the discretion of the Mayor.

Which were, on motion, duly passed.

Ald. Young presented the claim of Augustine J. Schiml for refund of water tax, which was

Referred to the Committee on Finance.



**SEVENTH WARD.**

Ald. Snow presented the following communication and ordinance:

OFFICE OF CITY PROSECUTING ATTY., }  
CHICAGO, January 20, 1906. }

Hon. Edward F. Dunne, Mayor:

SIR—I wish again to call your attention to the condition of the Smoke Ordinance.

Section 2213 of "The Revised Municipal Code of Chicago of 1905" provides that

"No prosecution for a violation of this section shall be begun \* \* \* unless within ten days prior to the institution of suit at least three notices in writing, each notice relating to a separate and distinct offense, shall be mailed either to the person or corporation owning or operating such building or to the person in possession, charge or control thereof."

Section 2214 of said Code provides that "The notices herein provided for shall be mailed by the Chief Smoke Inspector," etc., and prescribes the forms of such notices.

On January 2, 1906, the City Council (See Council Proceedings, 1906, page 1990) passed an amendment to Section 2213 of the Code by which this section, as amended, omits all requirement of such notices.

Section 2214 of the Code, however, referring to "notices herein provided for," was, by some oversight, left unaltered. Evidently it was the purpose of the City Council to strike from the ordinance all requirement of notices, such requirement having been a serious embarrassment to the Chief Smoke Inspector and the Law Department.

In your communication to the City Council relating to this subject, October 2, 1905 (See Council Proceedings, p. 1113) you recommended that Section 2214 of the Code be repealed; which, if done, would have eliminated all requirement of said notices and would have left the ordinance harmonious and consist-

ent in all its parts. This repeal, however, was not passed—probably through oversight.

I respectfully recommend that an ordinance repealing Section 2214 of the Code be submitted to the City Council for its action; and I herewith transmit the form of an ordinance for that purpose.

Very respectfully,

HOWARD S. TAYLOR,

*Prosecuting Attorney.*

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Paragraph 2214, of Chapter LXIV. of the Revised Municipal Code of Chicago of 1905, passed March 20, 1905, be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Ald. Snow moved the passage of the ordinance.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

Ald. Snow presented an order to permit W. H. Labb Construction Company to erect a roller coaster in Sans Souci Park, which was

Referred to the Committee on Building Department.

Ald. Snow presented the following communication:

*To the Mayor and Honorable City Council of the City of Chicago:*

GENTLEMEN—We, the joint committees appointed by the Citizens' Meeting, held at the Auditorium, Wednesday, January 17, 1906, to investigate the causes of the prevalence of crime in our city and to suggest remedies, find that the present Police Force of the city is inadequate: first, as to the numerical strength; second, as to the efficiency to cope with the present reign of lawlessness and crime which is menacing life and property in our city, and we recommend:

First. That the Police Force be increased at once by the addition of one thousand (1,000) men.

Second. That active and immediate steps be taken to rid the Police Force of all useless and inefficient men.

Third. That in order to secure the necessary funds for such added expense that licenses for the sale of liquor be increased from five hundred dollars (\$500) to one thousand dollars (\$1,000) per year; and that this law be rigidly enforced against all persons engaged in selling liquor for a profit.

REV. DR. JNO. THOMPSON,  
R. M. CONGER,  
J. F. MCGUIRE,  
FRANK P. SADLER,  
FRANK J. SHEAD,  
EUGENE O. REED,  
WM. H. BROWNE,  
REV. DR. J. N. HALL,  
QUIN O'BRIEN,  
F. E. RUTLEDGE.

Which was referred to the Committee on License.

Ald. Bennett presented the following ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the report, attached

hereto, of the City Attorney, dated December 30, 1905, of settlements made from an appropriation heretofore made for the cash settlement of petty personal injury and damage claims, said report showing list of claims numbered from 1 to 74, both inclusive, and amounting to four thousand one hundred fifty and twenty-five one-hundredths dollars (\$4,150.25), be and the same is hereby approved and the settlements enumerated therein, concurred in.

SECTION 2. This ordinance shall be in effect from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

Nays—None.

Ald. Bennett presented the following ordinance:

#### AN ORDINANCE

Providing for the purchase and disposal of property sold at tax sales for delinquent special assessments in which the City of Chicago is interested.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the City Comptroller be and he is hereby authorized and empowered, subject to the control and approval of the Finance Committee of the City Council, to appoint an agent who shall attend all tax sales and bid on all property subject to sale on account of delinquent special assessments in which

the city is interested and to purchase same for and on behalf of the city in default of other bidders, also to make such contract or contracts as may be necessary or desirable with one or more persons who shall receive as compensation for their services such fees, commissions or percentage of collections or proceeds as the said Finance Committee may determine, whose duty it shall be to dispose of all tax certificates and tax deeds which the city has acquired or may hereafter acquire by reason of such tax sales, to prevent re-sale and forfeiture of penalties accruing to the city, to serve the notices required by law, to secure tax deeds within the statutory period, and to protect the city's interests in all matters growing out of such sales.

SECTION 2. That in all cases where the city has acquired or may hereafter acquire a tax deed by reason of sales for delinquent special assessments, in case the same can be disposed of for the amount shown on the face thereof to have been paid for same by the city, together with the expense of obtaining the said deed and not less than six per cent interest from the date of such sale, upon the recommendation of the Comptroller and the Finance Committee, the Mayor and City Clerk shall execute a quit claim deed for the property described in such deed or such parts thereof as can be so disposed of.

SECTION 3. That Section 5 of the Municipal Code of Chicago of 1905, be and the same is hereby repealed.

SECTION 4. This ordinance shall take effect and be in force from and after its passage and approval.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton,

Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

Ald Bennett presented the following order:

*Ordered*, That the Committee on License, in conjunction with the Corporation Counsel, take up the subject of increasing the saloon license to one thousand dollars (\$1,000.00) per annum, and making the same payable in one installment, on the first of January in each year, and to report the same, together with the opinion of the Corporation Counsel thereon, at the earliest possible date.

In connection with the foregoing Ald. Fick presented the following communication:

CHICAGO, January 22, 1906.

*To His Honor, the Mayor, and Members of the City Council:*

GENTLEMEN—It is rumored that an ordinance will shortly be presented to you increasing the saloon license from \$500 to \$1,000.

On behalf of the Chicago District of the Liquor Dealers' Protective Association of Illinois, representing eighteen local associations—numbering over five thousand saloonkeepers, we desire to ask that this ordinance receive your most serious consideration, in view of the fact that it appears to add an additional tax on the few for the benefit of the many, which is both unjust and un-American.

We, therefore, ask that you give our organization an opportunity to present

arguments in opposition to this unfair ordinance.

Respectfully yours,

ERNST KUNDE,

*President.*

JOHN A. Cervenka,

*Secretary.*

Which were referred to the Committee on License.

The Board of Local Improvements submitted a recommendation, estimate and ordinance for a supplemental assessment for water service pipes in Greenwood avenue from 51st street to 55th street.

By unanimous consent, on motion of Ald. Snow, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of 57th street, from State street to South Park avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of 57th

street, from State street to South Park avenue," passed April 9, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed December 9, 1903, Warrant No. 32,626, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### EIGHTH WARD.

Ald. Moynihan presented the following order:

*Ordered,* That the Commissioner of Health be and he is hereby directed to stop the dumping of night soil within the boundary of the Eighth ward unless a reduction in the cost of removing same is granted to householders of said ward by scavengers doing this work.

Which was on motion duly passed.

Ald. Moynihan presented an ordinance vacating and dedicating alleys in Block eighteen (18) of Calumet and Chicago Canal and Dock Co.'s Subdivision, etc., which was

Referred to the Committee on Streets and Alleys, South Division.

The Board of Local Improvements submitted a recommendation, ordinance and

estimate for a plank sidewalk on both sides of South Chicago avenue, from 91st street to 93d street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a plank sidewalk on both sides of Ontario avenue, from 90th street to 93d street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and esti-

mate for a plank sidewalk on both sides of 90th street, from Muskegon avenue to The Strand.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a plank sidewalk on both sides of 91st street, from Green Bay avenue to Exchange avenue.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and esti-

mate for a cinder sidewalk on both sides of 95th street, from Ewing avenue to the Calumet River.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of 99th street, from Avenue G to Avenue L.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and esti-

mate for a cinder sidewalk on both sides of Sherman avenue, from 83d street to 87th street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for water service pipes in Avenue G, between Indianapolis avenue and 300 feet south of 104th street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and esti-

mate for water service pipes in 106th street, between the Calumet River and Avenue H.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a system of sewers as follows: In Baltimore avenue, from 83d street to 87th street, etc.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and esti-

mate for a system of sewers as follows: In Cheltenham place, from 79th street to Bond avenue, etc.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Marquette avenue, from 79th street to 81st street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and esti-

mate for a sewer in Manistee avenue, from 79th street to 81st street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Deyer, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### NINTH WARD.

Ald. Harris presented an ordinance amending Article 2, Chapter 6 of the Revised Municipal Code of 1905 in re. amusement tickets and ticket brokers, which was

Referred to the Committee on License.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on both sides of West 21st street, from South Jefferson street to South Halsted street.

By unanimous consent, on motion of Ald. Fick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty,

Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### TENTH WARD.

Ald. Hurt presented an order for a repealing ordinance for a cement sidewalk on 18th street, from Blue Island avenue to Halsted street, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Hastings street, from Blue Island avenue to South Leavitt street.

By unanimous consent, on motion of Ald. Hurt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt Nutt court, from West 19th street to West 20th street.

By unanimous consent, on motion of Ald. Scully, the ordinance was passed



and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a plank sidewalk on both sides of Fisk street, from West 16th street to Lumber street.

By unanimous consent, on motion of Ald. Hurt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### ELEVENTH WARD.

Ald. Hoffman presented an ordinance tabling the sidewalk line on the east

side of Hoyne avenue, between Hastings and 14th streets, which was

Referred to the Committee on Streets and Alleys, West Division.

#### TWELFTH WARD.

Ald. Uhler presented the following resolution and order:

WHEREAS, The City is in urgent need of revenue; and

WHEREAS, A great number of persons sell intoxicating liquors and pay no license fees to the City of Chicago, as is shown by a comparison of the list of persons licensed by the United States Government, in this city, and that of those licensed by the City of Chicago; be it therefore

*Resolved and Ordered*, That the City Collector be and he is hereby directed to ascertain what parties or persons are licensed to sell intoxicating liquors in this city by the United States Government, and to compare his records with those of the Government, and ascertaining those who are selling liquor in this city without a city license, that he compel all such parties or persons (except drug stores) to pay a saloon license fee, as required by the ordinances of the City of Chicago.

Which were referred to the Committee on License.

Ald. Uhler presented the following resolution:

WHEREAS, A large number of stores, commonly called fruit stores, where non-intoxicating beverages are sold, have installed tables and chairs, and also pianos and other musical instruments in rear or side rooms for the accommodation of their patrons, some of which places are kept open all night; and

WHEREAS, Such places are principally patronized by minors of both sexes, and by persons of every character and are used as meeting places by young people, where introductions are sought and acquaintances are made indiscriminately

and are a menace to the good morals of such young persons; be it therefore

*Resolved*, That the Judiciary Committee of this Council take up this question, draft and present an ordinance regulating such places and requiring them to pay a license fee.

Which was referred to the Committee on License.

Ald. Uhler presented orders for a six-foot cement sidewalk on both sides of 25th place, from California to Sacramento avenues, for paving with asphalt West 25th place, from South California to South Sacramento avenues, which were

Referred to the Board of Local Improvements.

Ald. Zimmer presented the following orders:

*Ordered*, That the City Electrician be and he is hereby directed to erect on West 19th street, between California avenue and Washtenaw avenue, as many gasoline lamps as may be necessary to properly light this street.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Lily of the West Lodge No. 407, I. O. O. F., to string a banner across West 12th street, in front of Voerwert's Turner Hall for 30 days, subject to revocation at any time at the option of the Mayor.

*Ordered*, That the City Law Department take the necessary steps to compel the Shaving and Sawdust Co., at 24th and Leavitt streets, to comply with the city ordinances in reference to the storing of shavings.

Which were on motion duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt South California avenue, from West 12th street to West 26th street.

By unanimous consent, on motion of Ald. Uhler, the ordinance was passed and

the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bill, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt West 15th street, from South Kedzie avenue to South Hamlin avenue.

By unanimous consent, on motion of Ald. Zimmer, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bill, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, filling and paving with asphalt South Troy street, from Ogden avenue to West 19th street.

By unanimous consent, on motion of Ald. Uhler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for curbing, filling and paving with asphalt a system of streets as follows: South Washtenaw avenue, from West 22d street to West 24th street, etc.

By unanimous consent, on motion of Ald. Zimmer, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### THIRTEENTH WARD.

Ald. Considine presented the claim of

Samuel H. Crego for personal injuries, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Greshaw street, from South Central Park avenue to Douglas boulevard.

By unanimous consent, on motion of Ald. Considine, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt West Polk street, from South Washtenaw avenue to 518 feet east of South Washtenaw avenue.

By unanimous consent, on motion of Ald. Riley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno,

Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### FOURTEENTH WARD.

Ald. Harkin presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to install at once temporary arc lights in the subways on West Kinzie street at the intersection of the following streets, viz.: Ashland avenue, Paulina street, Wood street, Lincoln street, Robey street, Hoyne avenue, Leavitt street, Oakley avenue and West-ern avenue.

Which was on motion duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt North Lincoln street, from Grand avenue to West Division street.

By unanimous consent, on motion of Ald. Maypole, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and macadam-

izing South Talman avenue, from Washington boulevard to West Lake street.

By unanimous consent, on motion of Ald. Harkin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### FIFTEENTH WARD.

Ald. Beilfuss presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to F. W. Luebs, his successors and assigns, to construct and maintain an opening 3x4 feet, with iron cover for same, in the sidewalk space in front of building northwest corner of Augusta and Lincoln streets, on Augusta street side, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said opening shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the dis-

cretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, his successors and assigns, shall restore said portion of the sidewalk at the place where said opening is located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said opening had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, his successors and assigns, shall at all times keep the sidewalk in which such opening is located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, his successors and assigns, shall comply with all general ordinances of the City of Chicago now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such ordinance to be paid to the City of Chicago for such use, the grantee herein, his successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

Which was on motion duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roerts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

Nays—None.

Ald. Smith presented an order for paving with asphalt Talman avenue, from North avenue to Hirsh street, which was

Referred to the Board of Local Improvements.

#### SIXTEENTH WARD.

Ald. Kunz presented the following order:

Ordered, That the Commissioner of Buildings be and he is hereby directed

to stay all legal proceedings for building violations in the Sixteenth Ward.

Which was referred to the Committee on Building Department and ordered that all prosecutions shall be stayed until such time as the Committee on Building Department makes its report to the City Council.

Ald. Kunz presented an order asking the Committee on Finance for an appropriation of \$5,000 for purchase of bullet-proof cloth vests for the Police Department, which was

Referred to the Committee on Finance.

Ald. Kunz presented an ordinance vacating the alley running north and south from Bloomingdale road, between Winchester avenue and Lincoln street, which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Kunz presented an order directing the Superintendent of Police to increase the number of patrolmen in the Thirty-third Precinct, which was

Referred to the Committee on Police Department and Bridewell.

### SEVENTEENTH WARD.

Ald. Dever presented the claim of Herman Junke for refund of water tax, which was

Referred to the Committee on Finance.

### EIGHTEENTH WARD.

Ald. Conlon presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to H. Henkel to erect and maintain a barber pole in front of his shop at the northwest corner of Adams and Clinton streets, said pole to be erected and maintained under and in accordance with the rules and regulations of the Department of Public Works and under the supervision and to the satisfac-

tion of the Commissioner of Public Works. The said permit and the privilege thereby granted, to be subject to revocation by the Mayor at any time at his discretion.

*Ordered*, That the Commissioner of Buildings be, and he is hereby directed to issue a permit to William Hirsch, Leo Hirsch and Alfred Hirsch, co-partners, doing business under the firm name of Hirsch Brothers, to construct and maintain a wire sign 12 feet by 16 feet on the top of the building No. 46 North Green street. Said sign to be constructed and maintained under the direction and supervision and to the satisfaction of the Commissioner of Buildings.

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a permit to C. J. Engel to construct and maintain a wooden sign twenty-two (22) inches wide by five (5) feet two (2) inches high in front of the premises No. 139 South Canal street; said sign to be placed on the inner portion of the sidewalk and against the face of the building; and to be constructed and maintained in accordance with the rules and regulations of the Department of Public Works. Said authority to be subject to revocation at any time by the Mayor at his discretion.

Which were on motion duly passed.

### NINETEENTH WARD.

Ald. Powers presented the claim of Timothy Quinlan for personal injuries, which was

Referred to the Committee on Finance.

Ald. Ryan presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to John Lussem, his successors and assigns, to construct and maintain an opening in sidewalk for stairway in front of No. 265-7 South Jefferson street'

to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said opening shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, his successors and assigns, shall restore said portion of the sidewalk at the place where said opening is located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said opening had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and con-

ditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, his successors and assigns, shall at all times keep the sidewalk in which such opening is located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, his successors and assigns, shall comply with all general ordinances of the City of Chicago now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such ordinance to be paid to the City of Chicago for such use, the grantee herein, his successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

Which was on motion duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston,

Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## **TWENTY-FIRST WARD.**

Ald. Reese presented the following resolution:

**WHEREAS**, The Chicago & Northwestern Railway Company occupies a public thoroughfare on North Water street between North State street and East Kinzie street; and

**WHEREAS**, A grant or ordinance, authorizing this occupation, was passed by the City Council on July 17, 1848, to the Galena and Chicago Union Railroad (now the Chicago and Northwestern Railway Company); and

**WHEREAS**, The said grant or ordinance specifically provides that the Common Council of the City of Chicago may at any time thereafter direct the manner in which the tracks occupied by said railroad shall be maintained and located.

*Resolved*, That the Committee on Streets and Alleys, North Division, be and they hereby are required to prepare an ordinance or order, and submit same to this Council, compelling said Chicago and Northwestern Railway Company to plank their said tracks in such a manner as to make that portion of said thoroughfare so occupied by said railroad company easily accessible to the team owning public in the transaction of such teaming business as is generally done in said locality.

Which was referred to the Committee on Streets and Alleys, North Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Elm street to Maple street and between La Salle avenue and North Clark street.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## **TWENTY-SECOND WARD.**

Ald. Dougherty presented a petition of meter setters and repairers in the Bureau of Water for an increase of salary, which was

Referred to the Committee on Finance.

Ald. Sullivan presented an order directing the Committee on Finance to include in the Appropriation Bill for 1906 the sum of five hundred and nine (\$509) dollars to be paid Joseph Hanreddy for asphalt repairing, etc., which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Schick place from Cleveland avenue to Clybourn avenue.

By unanimous consent, on motion of Ald. Dougherty, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, May-



pole, Harkin, Beilfuss, Smith, Kunz, Nowitki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston. Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bibl, Hunt, Ruxton, Kohout, Hunter, Race—44.

Nays—None.

### TWENTY-THIRD WARD.

Ald. Werno presented the following ordinance:

#### AN ORDINANCE

To provide for the safety of persons working in tunnels, shafts, conduits and other excavations in the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That any tunnel, shaft, conduit, slope or other underground working in the process of sinking, or any opening or excavation for the purpose of constructing any such shaft, tunnel, conduit, slope or other underground working within the corporate limits of the City of Chicago shall be subject to the inspection of inspectors under the direction of the Commissioner of the Department of Public Works, Provided that the provisions of this ordinance shall not apply to any such work constructed or performed by the City of Chicago, and provided, further, that such provisions shall not apply to open cut work.

SECTION 2. Such inspectors shall be appointed by the Commissioner of the Department of Public Works, in accordance with the rules and regulations of the Civil Service Act, and shall be practical and expert miners experienced in tunnel and sewer work. The inspectors shall be competent men of good character, having had at least four years practical mining experience, and having a practical and technical knowledge of the properties of mining gases, the prin-

ciples of ventilation, the care and proper adjustment of hoisting engines and management, and efficiency of pumps, ropes, and winding apparatus, and the inspection above provided for shall be paid for by and be at the cost of the person, firm or corporation constructing any such work.

SECTION 3. It shall be the duty of every person or corporation constructing any underground work within the corporate limits of the City of Chicago, to maintain, through any shaft, conduit or underground working where men or animals are employed, currents of air sufficient for the health and safety of all the men and animals employed therein, and such ventilation shall be produced by fans or other artificial means.

SECTION 4. The quantity of air to be kept in circulation and passage at a given point shall not be less than seventy-five (75) cubic feet per minute for each person, and not less than three hundred (300) cubic feet per minute for each animal, measured at the foot of the downcast; and this amount may be increased in the discretion of the inspector whenever in his judgment unusual conditions make a stronger current necessary.

SECTION 5. Every hoistway connecting any such underground work with the surface of the ground shall be equipped with substantial cages fitted to guide bars running from the top to the bottom; said cages must be so constructed, must be furnished with boiler iron covers to protect persons riding thereon from falling objects, and they must be equipped with safety catches or devices of an improved character. Such cages carrying persons shall be fitted up with iron bars or rings in proper places of a sufficient number to furnish a secure hand hold for every person riding thereon. No more than one (1) person in proportion to each two (2) square feet of floor surface of said cage shall be carried in said cages.

SECTION 6. The ends of the hoisting

cables attached to the cages shall be well secured on the drums and to the cages so as to meet with the approval of the inspector in charge of such work.

**SECTION 7.** Whoever shall violate any of the provisions of this ordinance, where no other penalty is provided, shall be subject to a penalty of not less than ten dollars (\$10.00) for every such offense.

**SECTION 8.** This ordinance shall be in force and effect from and after its passage.

Which was referred to the Committee on Judiciary.

Ald. Werno presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby given to Valentine Seaver Company, their successors and assigns, to construct, maintain and use a bridge or covered passageway five (5) feet wide and ten (10) feet high across the alley running north from Eugenie street parallel and between Hammond street and Sedgwick street, for the purpose of connecting the second floor of their buildings; provided that said bridge or covered passageway shall be constructed throughout of incombustible material according to plans filed with and in manner meeting the approval of the Commissioner of Public Works of the City of Chicago.

**SECTION 2.** The permission and authority hereby granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at all times before the expiration hereof be subject to modification, amendment or repeal, and in case of repeal all privileges hereby granted shall thereupon cease and determine, and the privileges hereby granted may be revoked at any time in the discretion of the Mayor.

**SECTION 3.** Before beginning the con-

struction of said bridge the said Valentine Seaver Company shall file their written acceptance of this ordinance with the City Clerk and enter into a bond with the City of Chicago with sureties to be approved by the Mayor in the penal sum of ten thousand dollars (\$10,000), conditioned to save and keep harmless the City of Chicago from any and all damages arising from the exercise of the privilege herein granted, or from or by reason of the construction or maintenance of said bridge or from or in consequence of any act done by said Valentine Seaver Company, their successors or assigns, or any of their agents or servants, in the construction or maintenance of said bridge, and that said Valentine Seaver Company, their successors and assigns, will at their own expense remove said bridge or covered passageway on the termination of the privilege hereby granted, or failing therein, shall repay to the City of Chicago the cost of removing the same, and that said Valentine Seaver Company, their successors or assigns, shall in all things comply fully with the terms and provisions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient, and the said Valentine Seaver Company shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

**SECTION 4.** In consideration of the privileges hereby granted said Valentine Seaver Company shall pay to the City of Chicago a compensation at the rate of ..... payable semi-annually in advance, the first payment to be made as of the date of the passage of this ordinance. It is made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance immediately become null and void if any default is made by said grantee in the prompt payment of any installment of said compensation.

**SECTION 5.** Upon the termination of the privileges hereby granted, whether by lapse of time or otherwise, the said Valentine Seaver Company, or their successors or assigns, shall immediately remove said bridge at their own cost and expense.

**SECTION 6.** This ordinance shall be in full force and effect from and after its passage and the filing of the bond and acceptance herein provided for, provided said bond and acceptance shall be filed within sixty (60) days from the passage of this ordinance.

Which was referred to the Committee on Streets and Alleys, North Division.

#### **TWENTY-FOURTH WARD.**

Ald. Hahne presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place two boulevard lamps in front of St. Alphon's School on Wellington street near Perry street.

Which was on motion duly passed.

#### **TWENTY-FIFTH WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for grading and macadamizing the present roadway of Wellington street from North Clark street to Evanston avenue.

By unanimous consent, on motion of Ald. Williston, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston,

Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on the east side of Orchard street from Wrightwood avenue to 90 feet south.

By unanimous consent, on motion of Ald. Dunn the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

The following ordinance:

#### **AN ORDINANCE**

Repealing an ordinance for a six-foot cement sidewalk on the east side of Wilton avenue, from Sheridan road to Grace street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An ordinance for a six-foot cement sidewalk on the east side of Wilton avenue, from Sheridan road to Grace street," passed March 13, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed July

11, 1905, Warrant 33,644, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## TWENTY-SIXTH WARD.

Ald. Reinberg presented the claim of James Riffle for personal injuries, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and macadamizing a system of streets as follows: North Ashland avenue from Irving Park boulevard to Montrose avenue, etc.

By unanimous consent, on motion of Ald. Reinberg the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno,

Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: The south side of Touhy avenue from Ridge road to North Western avenue, etc.

By unanimous consent, on motion of Ald. Lipps, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## ALSO,

A recommendation, ordinance and estimate for water service pipes in North Claremont avenue, between School street and Cornelia avenue.

By unanimous consent, on motion of Ald. Reinberg the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ry

Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for water service pipes in North Oakley avenue, between Roscoe boulevard and Cornelia avenue.

By unanimous consent, on motion of Ald. Lipps, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Riohert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## TWENTY-SEVENTH WARD.

Ald. Siewert moved that an order introduced January 15, 1906, page 2141, for a sewer in Belmont avenue, from Milwaukee avenue to North avenue, be amended to read "North 44th avenue" instead of "North avenue."

The motion prevailed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt North Central Park avenue, from West Fullerton avenue to Milwaukee avenue.

By unanimous consent, on motion of

Ald. Siewert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Riohert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: West side of North 45th avenue, from Armitage avenue to Cortland street, etc.

By unanimous consent, on motion of Ald. Siewert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Riohert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides

of Grand avenue, from North 52d avenue to North 56th avenue.

By unanimous consent, on motion of Ald. Siewert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for water service pipes in North 40th court, between West North avenue and Armitage avenue.

By unanimous consent, on motion of Ald. Siewert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### TWENTY-NINTH WARD.

The Board of Local Improvements

submitted a recommendation, ordinance and estimate for a cinder sidewalk on both sides of West 46th street, from Loomis street to South Ashland avenue.

By unanimous consent, on motion of Ald. Wendling, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### THIRTIETH WARD.

Ald. Bradley presented an ordinance amending Article XIII. of Chapter XXXII. of the Revised Municipal Code of 1905, relating to hospitals, etc., which was

Referred to the Committee on Health Department.

Ald. Burns presented the claim of Thomas Anglinn for damages to property, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with granite blocks Union avenue, from West 39th street to West 41st street.

By unanimous consent, on motion of Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for water service pipes in Lowe avenue between West 51st street and West 54th street.

By unanimous consent, on motion of Ald. Burns, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### THIRTY-FIRST WARD.

Ald. O'Connell presented the claim of M. J. Byrne for refund on sewer stubs, which was

Referred to the Committee on Finance.

Ald. O'Connell presented an ordinance amending Section 688 of Chapter XV. of

the Revised Municipal Code of 1905 in re. fire limits, which was

Referred to the Committee on Building Department.

Ald. O'Connell moved to reconsider the vote by which an ordinance, vacating a sixteen-foot alley running from the right of way of the Pittsburg, Cincinnati, Chicago and St. Louis Railroad Company, between Paulina street and Ashland avenue, which adjoints Lots 1 to 6, in Block 1 of Chittick's Subdivision, was passed January 15, 1906, page 2201.

The motion prevailed.

Ald. O'Connell moved that the ordinance be re-referred to the Committee on Compensation.

The motion prevailed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for water service pipes in Honore street, between West 67th street and West 69th street.

By unanimous consent, on motion of Ald. Roberts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### THIRTY-SECOND WARD.

Ald. Eidmann presented the following order:

*Ordered*, That the Commissioner of

Public Works be and he is hereby directed to lay storm cross walks at the south crossing of West 71st street and Stewart avenue, at the west crossing of Stewart avenue and West 71st street; also plank crossing on north side of West 72d street, at alley between Stewart avenue and Eggleston avenue, as per petition of property owners and residents hereto attached, and charge same to Thirty-second Ward appropriation for 1906.

Which was on motion duly passed.

Ald. Eidmann presented the claim of Madlung & Eidmann for refund of water service pipes at premises 7012 to 7018 South Carpenter street, which was

Referred to the Committee on Finance.

Ald. Eidmann presented an order for paving with brick full roadway of South Center avenue, from West 63d street to West 64th street, and the east half of roadway of said South Centre avenue, from West 64th to West 67th streets. The west half to be paved by the Board of South Park Commissioners, as per resolution passed by them, which was

Referred to the Board of Local Improvements.

Ald. Eidmann presented an order for a system of sewers on all streets where necessary within the district between Halsted street, Summit avenue and Vincennes road on the west, Stewart avenue on the east, West 83d street on the north, and West 87th street on the south, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on the westerly side of Vincennes road, from South Halsted street to West 99th street, etc.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cinder sidewalk on the south side of West 95th street, from South Robey street to South Western avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cinder sidewalk on the south side of West 95th street, from South Robey street to South Western avenue," passed May 23, 1904, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed October 20, 1904, Warrant No. 33200, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, May-



pole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### THIRTY-THIRD WARD.

Ald. Bihl presented the claim of W. S. Zurmehly against the Board of Education, which was

Referred to the Committee on Schools.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of West 112th street, from State street to Chicago and Western Indiana Railroad.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of Stewart avenue, from West 111th street to West 115th street.

By unanimous consent, on motion of

Ald. Hunt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of Union avenue, from West 121st street to West 125th street.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a system of sewers as follows: In 76th street, from Jackson Park avenue to South Chicago avenue, etc.

By unanimous consent, on motion of

Ald. Hunt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### THIRTY-FOURTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt South Central Park avenue, from Douglas boulevard to Ogden avenue.

By unanimous consent, on motion of Ald. Ruxton, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and esti-

mate for curbing, grading and paving with asphalt South Lawndale avenue, from Ogden avenue to West 25th street.

By unanimous consent, on motion of Ald. Kohout, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt Millard avenue, from Ogden avenue to West 30th street.

By unanimous consent, on motion of Ald. Ruxton, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and esti-

mate for a cement sidewalk on a system of streets as follows, to-wit: South side of West 14th street, from South 44th avenue to South 45th avenue, etc.

By unanimous consent, on motion of Ald. Kohout, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on the south side of West 26th street, from South St. Louis avenue to South Hamlin avenue, etc.

By unanimous consent, on motion of Ald. Ruxton, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in West 28th street, from South 44th avenue to South 45th court.

By unanimous consent, on motion of Ald. Kohout, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### THIRTY-FIFTH WARD.

Ald. Hunter presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to notify the corporation or corporations owning or managing that part of the elevated structure known as the Union Loop to at once remove from the stations the turn-stiles.

Which was on motion duly passed.

Ald. Hunter presented the claim of David Maloney for wages, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, estimate and ordinance for a supplemental assessment for grading, curbing, planking and macadamizing North Prairie avenue, from the north line of the right of way of the Chicago and Northwestern Railway to Chicago avenue.

Which was, on motion of Ald. Hunter, deferred.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: South side of West Chicago avenue, from North 52d avenue to Central avenue, etc.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on the south side of West Division street, from North Springfield avenue to North 40th avenue, etc.

By unanimous consent, on motion of Ald. Race, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston,

Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: South side of West Harrison street, from Central avenue to Walnut street, etc.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: South side of West North avenue, from North 48th avenue to 361.85 feet east of North 47th avenue.

By unanimous consent, on motion of Ald. Race the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz,

Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

### LICENSE.

The Committee on License, to whom was referred an amendment to Section 2028 of the Revised Municipal Code in re. second-hand dealers' licenses, submitted a report recommending the passage of an accompanying ordinance.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 12, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred amendment to Section 2028 Revised Municipal Code, in re. licenses, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 2028 of the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended so that it shall read as follows:

SECTION 2028. (License Fee.) Licenses to second-hand dealers shall be issued for semi-annual periods, beginning on the first day of May and November in each year, and the fee therefor shall be twenty-five dollars (\$25) for each period, or fraction thereof, payable in advance.

SECTION 2. This ordinance shall be in

force and effect from and after its passage.

W. P. DUNN,  
*Chairman.*

### GAS, OIL AND ELECTRIC LIGHT.

The Committee on Gas, Oil and Electric Light, to whom was referred an ordinance granting permission to Louis Weber & Co. to lay electrical conductors, submitted a report recommending the passage of an accompanying substitute ordinance and the publication of the Corporation Counsel's opinion.

Ald. Young moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 17, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Gas, Oil and Electric Light, to whom was referred ordinance of Louis Weber & Co. for electrical conductors, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, and that the opinion of the Corporation Counsel be published.

OFFICE OF THE CORPORATION COUNSEL,  
January 11, 1906.

*Hon. Linn H. Young, Chairman Committee on Gas, Oil and Electric Light of the City Council:*

DEAR SIR—In your communication of December 22, 1905, you refer to the Corporation Counsel an ordinance granting certain rights to Louis Weber & Company, and also a copy of the printed form which was prepared some time ago by this department, with a request that suggestions be made regarding the printed form. I have carefully examined the printed form submitted with your letter, in connection with the veto message of the Mayor relating to the Weber & Company ordinance of December 11, 1905,

which message appears on pages 1825 and 1826 of the printed Council Proceedings of the date last mentioned. The following suggestions are made with general reference to the printed form, but apply also to the Weber ordinance.

The last paragraph of Section 1 of the printed form contains a limitation upon the rates which may be charged by the grantee for electrical services. The Mayor was advised by the City Electrician that this paragraph was utterly meaningless, because the words "ten (10) cents per each 1,000 watts or one kilowatt per hour" meant nothing. The last paragraph should read as follows, according to the City Electrician, in order that it be intelligible and of any binding force: "The construction and maintenance hereby authorized is for the purpose of supplying electricity for light, heat and power to buildings and occupants of such buildings, within the territory hereinabove described; and it is expressly understood and agreed to by the grantee herein that the charges for such electrical services shall not exceed the sum of ten (10) cents per kilowatt hour; and provided further that the right is expressly reserved to the City of Chicago to make any reasonable regulation of the rates charged by said grantee below ten (10) cents per kilowatt hour."

Section 2 in the printed form, in my opinion, can be considerably improved upon, and made more definite. I therefore suggest that, instead of Section 2 as it now appears in the printed form, there be substituted the following:

"SECTION 2. The rights and privileges hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto, by the revocation of the said rights and privileges by the Mayor at his discretion, whereupon this ordinance shall become null and void."

The objection to the first two lines of Section 5 is that of indefiniteness. In the interest of clearness, I would suggest

that instead of the first two lines now appearing in the printed form there be substituted the following language: "Before said grantee shall disturb the surface of any of said streets or alleys, . . . . shall deposit with the Commissioner of Public Works such a sum of money as upon investigation the said Commissioner shall deem sufficient to pay for the restoration to as good \* \* \*"

In regard to Section 8 of the printed form, I suggest that the words, "exercise of the authority hereby granted" be stricken out from the fourth and third lines from the end of page two of said form, and instead there be inserted the words, "said distribution and sale of all electricity for light, heat or power." This change is suggested merely as tending to additional clearness, the words substituted being the same as those found in the earlier part of said Section 8.

I further suggest the amendment of Section 8 of the form, by adding to the end thereof, in accordance with the suggestion contained in the Mayor's veto of the Weber ordinance, the following clause: "It is hereby expressly provided that if the said grantee or . . . . successors or assigns, fail to promptly pay any installment of said compensation, the Mayor at his discretion may revoke the rights and privileges herein granted, whereupon this ordinance shall become null and void." The foregoing language is not precisely in accordance with that contained in the Mayor's veto, but I think for a standard form it is preferable. As you are doubtless aware, the Mayor is repeatedly vetoing ordinances upon the advice of this department, because of the absence of a clause substantially like that above quoted, deeming that grantees of special privileges in the streets should forfeit their rights in the case of their failure to live up to the terms of their contracts in all respects. In the case of an ordinary grant of special privileges, such for instance as the right to construct a pipe or conduit across an alley, the only persons in interest are the city

and the grantee, and in all such cases it has always been suggested by this department that a failure to pay compensation should *ipso facto* result in a forfeiture of the rights granted. A different case is presented where the grantee of special privileges proposes to enter into a business impressed with a public interest, like that of furnishing heat, light or power to the public or any considerable part of the public. Here the parties in interest are not solely the city and the grantee, but there is a third party, the public, to be reckoned with. It seems to me, therefore, that in this case, a provision providing for an absolute forfeiture might be availed of by the grantee as a means of escaping the obligations he, or it, assumes to supply the public with the commodity, in which he or it deals. If a discretion is reserved in the Mayor or the City Council, that discretion may be exercised with a view to the exigencies of the particular case, and in the light of the benefit or hardship that may result to the public.

I suggest that Section 10 of the printed form, submitted with your communication, be stricken out and that there be substituted therefor a section to be known as Section 10, which shall be in substantially the form recommended by the Mayor in his veto of the Weber ordinance of December 11, 1905. Section 10, as it appears in the printed form, creates a monopoly for surety companies. The experience of the City, and certainly of this department, with surety companies in the past, as regards city bonds, has not been such as to lead to the belief that there is any distinct gain in limiting the class who may qualify as surety upon bonds to corporations organized to conduct a general bond or security business.

I would recommend also that the last two lines of Section 11 of the printed form be stricken out, in the interests of the public, because it provides for an absolute forfeiture if the grantee fails to comply with the duty imposed upon it by the ordinance to operate its plant.

Instead of the lines expunged, I would suggest the following: "If said grantee shall not operate said plant for a continuous period of six (6) months, then and in that case the rights and privileges hereby granted may be revoked by the Mayor at his discretion, and thereupon this ordinance shall become null and void."

I return herewith the old form of the Weber & Co. ordinance, together with a new form of that ordinance, and likewise the old printed form used by your committee as a model, together with a new form corrected as hereinabove set forth.

Very truly yours,

MACLAY HOYNE,  
Assistant Corporation Counsel.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Louis Weber, Henry L. Weber and Jacob Weber, and to such of them as during the term hereof constitute the co-partnership of Louis Weber & Co., to lay, construct, maintain and operate electrical conductors underneath the surface of and under the sidewalk space on each side of Clark street, beginning at the north line of Harrison street, at its intersection with Clark street, north to the south line of Van Buren street at its intersection with Clark street and connecting with and to all adjoining property abutting on said Clark street, between said north line of Harrison street and the south line of Van Buren street. And also under the sidewalk space on each side of, and under the surface of Van Buren street and under and across all intersecting streets and alleys within the side lines of said Van Buren street extended, within that part of Van Buren street, beginning at the west line of Dearborn street at its intersection with Van Buren street, and extending to the east line of LaSalle street, at its intersection with Van Buren street, and connecting with and to all adjoining

property abutting on said Van Buren street, between said east line of LaSalle street and the west line of Dearborn street.

All electrical conductors and wires to be laid or installed under the authority of this ordinance shall be placed underground and be laid and installed in conformity with the ordinances of the City of Chicago governing such installation or construction now in force, or which may hereafter be passed. The location of all of said wires or electrical conductors to be laid or installed under the authority herein contained are more particularly shown on a plat showing the location of each pipe or conduit laid, and the location of manholes and all other openings to gain access to said pipes or conduits, attached hereto and made a part hereof and to which express reference is hereby made; a duplicate of which plat shall be filed by the grantees herein with the Commissioner of Public Works before the installation or the construction of the work herein authorized.

The construction and maintenance hereby authorized is for the purpose of supplying electricity for light, heat and power to buildings and occupants of such buildings within the territory hereinabove described; and it is expressly understood and agreed to by the grantees herein that the charges for such electrical service shall not exceed the sum of ten (10) cents per kilowatt hour; and provided further that the right is expressly reserved to the City of Chicago to make any reasonable regulation of the rates charged by said grantees below ten (10) cents per kilowatt hour.

SECTION 2. The rights and privileges hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto by the revocation of the said rights and privileges by the Mayor at his discretion, whereupon this ordinance shall become null and void.

SECTION 3. The location of all wires and conductors hereby authorized shall be subject to the approval of both the Commissioner of Public Works and the City Electrician, and none of the work, construction or installation hereby authorized shall be commenced until such approval of said officials shall be obtained in writing; and the construction hereby authorized it is agreed may be changed or removed at any time upon the direction of the Mayor of the City of Chicago.

It is further expressly provided that in any conduits laid by said grantees herein, under the provisions of this ordinance, there shall be reserved to the City of Chicago two (2) ducts for the use of said City, and provision shall be made so that said City of Chicago may conveniently and safely operate the same for its own purposes and uses.

SECTION 4. Said grantees shall not construct said pipes or conduits, or in any way disturb the surface of any of the streets or alleys in the territory above described, until they shall have secured the permission of the Department of Public Works or other authorized authority of said city for said work; and whenever said grantees shall make application in writing for such permission and shall comply with the terms and conditions of this ordinance, it shall be the duty of said department or other proper authority to issue the same.

Said grantees shall do no permanent injury to any of said streets or alleys in the territory above described, or in any manner interfere with any sewer, gas pipe, cable, wire or conduit therein, and shall not open or encumber more of said streets or alleys than shall be necessary to enable them to proceed with advantage in constructing their pipes or conduits.

At the termination of the privileges hereby granted, by lapse of time or otherwise, said grantees shall restore said streets and alleys to their proper condition, safe for public travel, to the satis-



faction of the Commissioner of Public Works, so that the portion of said streets and alleys where said pipes or conduits had been located shall be put in the same condition, safe for public travel, as the remaining portion of said streets and alleys in said block.

SECTION 5. Before said grantees shall disturb the surface of any of said streets or alleys they shall deposit with the Commissioner of Public Works such a sum of money as upon investigation the said Commissioner shall deem sufficient to pay for the restoration to as good a condition as the same was in before being disturbed of so much of said streets or alleys as they shall have out of the condition in which the grantees found them at any one time; and said grantees shall promptly restore said streets or alleys, or any portion thereof, to as good a condition as the same was in before being disturbed, and shall maintain the portion so disturbed and repaired in such good condition for the period of two years and do the work of restoration to the satisfaction and approval of the Commissioner of Public Works; whereupon said money so deposited shall be returned to said grantees; but if for any reason the amount of said deposit shall have been insufficient to cover the cost of such work, or if any damage shall have been done to any underground work or connection or otherwise not contemplated in the original estimate which shall have caused increased expenditure, the amount of deficiency or damage shall be certified to the City Comptroller, who shall collect the same from said grantees herein, and said grantees shall, upon demand, immediately pay the same, and no other permit shall be issued to the grantees herein for any other or additional work until the amount thereof shall have been paid. If said grantees shall neglect or refuse to restore said streets or alleys, or any portion thereof, then the Commissioner of Public Works may, and with the funds so deposited shall, cause the same to be done and shall repay and

refund only the surplus, if any, to said grantees.

Said grantees shall not permit said streets or alleys, or any portion thereof, to remain open or encumbered for a longer period than shall be necessary to properly execute the work for which the same shall have been opened or encumbered, and shall erect and maintain suitable barriers and lights to prevent any accidents in consequence of such opening or encumbering of said street or alley, or any portion thereof.

SECTION 6. All pipes, conduits, electrical conductors and other necessary appliances maintained and operated under this ordinance by said grantees shall be of modern excellence, and constructed, maintained and operated in first-class manner; and it is expressly agreed and understood that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force, and especially any ordinance concerning the removal or replacement of any pipes or conduits underground.

It is further agreed that the grantees herein will alter, change and remove from said streets or alleys, or any of them, any or all of their pipes or conduits that may in any way interfere with the construction and operation of any municipal underground work hereinafter undertaken.

SECTION 7. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantees herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless said City of Chicago, from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which

it may be put to, or which may accrue against, be charged to or recovered from said city, from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein given; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges and authority herein granted shall thereupon cease.

SECTION 8. Said rights herein granted are upon the express condition that said grantees, as compensation for the privileges conferred by this ordinance, will pay to the City of Chicago during the life of this ordinance, ten per cent (10%) of the gross receipts derived from the distribution and sale of electricity for light, heat or power; and said payment to be made on the first days of January, April, July and October of each year. Each payment shall be accompanied by a statement verified by one of the grantees herein, setting forth accurately and truthfully the gross receipts derived from said distribution and sale of all electricity for light, heat or power, and for the purpose of enabling the city to inform itself of the grantees' receipts, the City Comptroller, or some person appointed therefor by him, shall have access to the books, papers, accounts and records of all fiscal operations of the grantees at all reasonable and necessary times, and the amount found by said Comptroller or his representative to be the gross receipts of said grantees derived from the sale of electricity for said purposes and for the period under consideration, shall be the amount upon which the said grantees shall pay such compensation. It is hereby expressly provided that if the said grantees, or their assigns, fail to

promptly pay any instalment of said compensation, the Mayor, at his discretion, may revoke the privileges herein granted, whereupon the said privileges terminate and this ordinance becomes null and void.

SECTION 9. It is made an express provision of this ordinance that the said grantees herein shall, within a period of six (6) months from and after the passage of this ordinance, have constructed and in operation a proper plant for the purpose of conveying and distributing electricity for heating, lighting and power purposes within the territory above described.

SECTION 10. This ordinance shall not be in force until the said grantees shall have filed with the City Comptroller a bond, in addition to the bond herein provided for, with sureties to be approved by said City Comptroller, in the sum of ten thousand (\$10,000.00) dollars, conditioned for the maintenance by the said grantees, or their successors, who shall assume all the obligations of this ordinance, of a constant electrical light service to be furnished by electrical apparatus located within the territory described in this ordinance, and also conditioned to secure the payment to the City of Chicago by the said grantees of the ten (10) per cent of the gross receipts of said grantees in accordance with the terms hereinbefore provided. The said grantees and the said sureties, under the said bond, shall be liable thereunder at any time, if the service herein provided for is not furnished continually and regularly, and under the conditions herein required, or if the payment of said ten (10) per cent of the gross receipts of said grantees is not duly made to the City of Chicago as herein provided. Said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privi-

leges and authority herein granted shall thereupon cease.

SECTION 11. The grantees herein shall at no time during the life of this ordinance sell, lease or convey the lines of wires, plant, franchise, property, etc., owned or used by them in connection with the permission and authority hereby granted, to any other corporation, firm or person; nor shall said grantees consolidate or combine, directly or indirectly, with any firm, corporation or person so as to unite the lines of wires, plant, franchise, property, etc., used in connection with the authority and permission hereby granted, with the plant or property of any such corporation, firm or person, but said grantees shall at all times during the life of this ordinance maintain and operate the plant, franchise and property herein referred to and used in connection with the authority hereby granted as an independent enterprise and free from any connection with any other corporation, firm or person engaged in a similar occupation.

If said grantees shall not operate said plant for a continuous period of six (6) months, then and in that case the rights and privileges hereby granted may be revoked by the Mayor at his discretion, and thereupon this ordinance shall become null and void.

SECTION 12. It is made an express provision of this ordinance, and by the acceptance hereof the grantees herein bind themselves faithfully to observe such provision, that there shall be no discrimination in the rates to be charged by said grantees for the use of electricity for light, heat and power as between persons using the same amount of electricity, whether such electricity be used at different hours of the day or during the same hours of the day, and any discrimination in rates charged for the use of electricity by said grantees, directly or indirectly, by reason of rebate or other shift or evasion, shall be considered a violation of the provisions of this ordinance and shall constitute a ground for the revocation of

the permission and authority herein given by the City of Chicago.

SECTION 13. Said grantees shall be subject to all the general ordinances of the City of Chicago in relation to the generation, distribution and sale of electricity for light, heat and power purposes now in force or which shall hereafter be in force in relation to the government of the same.

SECTION 14. It is hereby made an express provision of this ordinance that if at any time during the life hereof the City of Chicago shall desire to purchase the plant of the said grantees and the property used by said grantees in carrying out and exercising the privileges herein authorized, the said city shall have the right so to do on the following terms and conditions, to-wit:

Whenever the City of Chicago shall desire to exercise the right of purchase it shall give to said grantees written notice of such intention, and within ninety (90) days from the date of such written notice it shall select and give notice to said grantees of such selection of an appraiser, and within ten (10) days from the date of such notice by the city of such selection by it of an appraiser, the grantees herein shall select and name to the City of Chicago an appraiser, and the two so selected and named shall select a third person, who shall not be in any way interested in either party, the selection of such third person to be made within ten (10) days from the date of the selecting and naming of the appraiser by the said grantees herein, and the three persons so named and selected as appraisers shall act as a Board of Appraisers for the purpose of ascertaining the value of the plant and property owned and in operation by the grantees herein and which the City of Chicago desires to purchase. In the event that the two persons first named as appraisers shall fail to agree upon a third person to complete said Board of Appraisers, then the Chief Justice of the Circuit Court of Cook County shall name

a third person to act as an appraiser, and the appraisal of a majority of said Board of Appraisers shall be final and conclusive upon both the City of Chicago and the said grantees as to the amount to be paid by said city to said grantees for the plant and other property of said grantees which it is desired by the City of Chicago to purchase. It is expressly provided, however, that in making such appraisal, the appraisers shall not consider or take into consideration as an element of value or price in determining their award or appraisal the rights and privileges given in and by this ordinance, but shall consider and appraise solely the value of the plant and the apparatus and electrical conductors used and operated by said grantees in supplying electricity for lighting, heating and power purposes under the provisions of this ordinance. And the said Board of Appraisers, within thirty (30) days from the date of its organization, shall arrive at its award or appraisal, and shall communicate the amount of the same within such thirty (30) days to both the City of Chicago and the said grantees. And the City of Chicago shall within a reasonable time thereafter pay to the said grantees the amount of said award, and upon payment of said amount the grantees shall at once convey to the City of Chicago all property of every nature and description described in said award. It is provided, however, that the said grantees shall have the right to continue to operate their plant under the provisions of this ordinance up to the time the City of Chicago shall make its payment of the purchase price fixed upon by said appraisers.

SECTION 15. This ordinance shall take effect and be in force from and after its passage and acceptance in writing; provided said acceptance shall be filed with the City Clerk of the City of Chicago within thirty (30) days of the passage of this ordinance and the filing of the bonds hereinbefore provided.

LINN H. YOUNG,  
Chairman.

## STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred an ordinance vacating Evans avenue, from Forty-ninth to Fiftieth streets, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance vacating Evans avenue, from 49th to 50th streets, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, without compensation, in accordance with report of Committee on Compensation.

WHEREAS, The Board of Trustees of St. Xavier's Academy, located between Evans avenue and Langley avenue, between 49th and 50th streets, have acquired title to the property lying east thereof between Cottage Grove avenue and Evans avenue and between 49th and 50th streets, and are desirous of having said portion of Evans avenue vacated so as to lay out the entire square as a portion of the grounds of said institution; and

WHEREAS, Said portion of Langley avenue is but twenty-seven feet wide and in lieu of the vacation of said portion of Evans avenue proposed to be vacated, they are willing to dedicate for public use the west twenty-seven (27) feet of their property so as to widen said portion of Langley avenue; and

WHEREAS, Evans avenue terminates on the south at 50th street and the vacation of said portion of Evans ave-

nue and the widening of said portion of Langley avenue would be of advantage to the public; now therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of Evans avenue lying between the south line of 49th street and the north line of 50th street, in the City of Chicago, be and the same is hereby vacated; provided, however, that this ordinance shall be wholly void and of no effect unless St. Xavier's Academy or the Board of Trustees or Directors thereof shall within thirty (30) days from the date of the passage hereof dedicate by deed as a public street and open to public use as such the west twenty-seven (27) feet of Lot twenty (20), in County Clerk's Division of unsubdivided lands in the northeast one-quarter (N. E.  $\frac{1}{4}$ ), Section ten (10), Township thirty-eight (38) North, Range fourteen (14), East of the Third Principal Meridian, and shall also file for record in the office of the Recorder of Deeds for Cook County, a map or plat showing the portion of Evans avenue hereby vacated and the strip of land so to be dedicated, and provided, further, that the City of Chicago shall have the right to enter upon the portion of Evans avenue hereby vacated for the purpose of adjusting, repairing, cleaning, altering or changing the location of any water mains, water pipes, sewers or any other public works which may be in said street. The portion of Evans avenue to be vacated is shown in red and marked "to be vacated," and the strip of land proposed to be dedicated is shown in blue and marked "to be dedicated," on the plat which is attached hereto and made a part hereof for greater certainty.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval, subject, however, to the provisions of Section 1 hereof.

ERNEST BIHL,  
Chairman.

ALSO,

The same Committee to whom was referred an ordinance vacating stub ends of One Hundred Tenth street and One Hundred Tenth place, submitted a report recommending the passage of the same.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance, vacating stub ends of One Hundred Tenth street and One Hundred Tenth place in School Trustees' Subdivision, 16-37-14, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Vacating the stub end of 110th street and the stub end of 110th place adjoining Stewart avenue on the east in the School Trustees' Subdivision of Section 16, Township 37 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of 110th street lying between the westerly line of the first alley (projected) east of Stewart avenue and Stewart avenue, adjoining Lots 24 and 25 of Block 2, and Lots 22 and 23 of Block 3, in Horton's Subdivision of Lots 55 and N.  $\frac{1}{2}$  of Lot 58 of School Trustees' Subdivision of Section 16, Township 37 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois, as shown on the attached plat, which is hereby made a part of this ordinance, also that portion of 110th place lying between the westerly line of the first alley (projected)

east of Stewart avenue and Stewart avenue, adjoining Lots 45 and 46 of O. H. Horton's Subdivision of the S.  $\frac{1}{2}$  of Lot 58 of School Trustees' Subdivision of Section 16, Township 37 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois, which lots lie to the north of said 110th place, and adjoining Lots 1 and 2 of the Re-subdivision of Lots 44 to 51 of Subdivision of Lot 63 of School Trustees' Subdivision of Section 16, Township 37 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois, which lots lie to the south of said 110th place, as shown on the said plat, be and the same are hereby vacated, inasmuch as the said portions of said streets are no longer required by the public for use as streets, and the public interest will be subserved by their vacation.

SECTION 2. That said vacation shall not take effect unless Farr Brothers Company (a corporation), who may derive a pecuniary advantage therefrom, shall within thirty (30) days after the passage of this ordinance, pay to the Comptroller of the City of Chicago the sum of three hundred and seventy-five dollars, and file its bond with the City Clerk in the penal sum of ten thousand dollars (\$10,000.00), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, cost, expense and liability of any kind whatsoever which may be suffered by, may accrue against, may be charged to or be recovered from said city by reason or on account of the passage of this ordinance; nor unless within thirty (30) days from the date of the passage of this ordinance the said Farr Brothers Company shall file in the office of the Recorder of Cook County a plat showing such vacation.

SECTION 3. This ordinance shall be in force and effect from and after its passage, subject to the provisions of Section 2 hereof.

ERNEST BIHL, Chairman.

ALSO,

The same Committee to whom was referred an ordinance granting permission to Thomas Carey to maintain a switch track, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting switch track privilege to Thomas Carey, along 43d street at Robey street, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Thomas Carey, his heirs, successors and assigns, to maintain and operate the railroad switch track heretofore constructed and operated by him, extending in a southwesterly direction along 43d street at Robey street, and thence along the west side of Robey street from 43d street to 45th street, for and during the period of ten (10) years from and after the passage of this ordinance.

SECTION 2. This ordinance shall be subject to modification, amendment or repeal at any time, and in case of repeal all privileges hereby granted shall thereupon cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portions of said streets as is occupied by said switch track in good condition and repair, safe for public travel, to the satisfaction and approval of the Commis-

sioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the portions of said streets occupied by said switch track to a condition safe for public travel, similar to the remaining portions of said streets in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the switch track herein provided for shall be subject to all existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized, until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted, the said Thomas Carey shall pay to the City of Chicago the sum of one hundred and fifty (\$150) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become null and void if said grantee or his assigns fails to promptly pay any installment of said compensation. In further consideration of the privileges hereby granted the said Carey shall permit the City of Chicago to construct, maintain and operate, during the life of this ordinance, a railroad switch track substantially as shown upon the plat hereto attached, for the purpose of obtaining ac-

cess to the property known as the city dump.

SECTION 6. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to Thayer & Co. to lay a pipe, submitted a report recommending the passage of the same.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting permission to Thayer & Co. to lay a pipe across Shields avenue on a line 110 feet north of the center line of 33d street, for the purpose of conveying steam, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Thayer & Company to lay down maintain and operate one one and one-half ( $1\frac{1}{2}$ ) inch pipe across Shields avenue on a line 110 feet north of the center line of 33d street, for the purpose of conveying steam. Said pipe shall be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority herein granted shall cease and determine ten years from and after the passage of this ordinance, or at any time prior thereto at the discretion of the Mayor.

SECTION 3. Said grantee shall not construct said pipe or in any way disturb the surface of said street until it shall have secured permission of the Department of Public Works, and whenever said grantee shall make application in writing for said permission and shall comply with the terms and conditions of this ordinance, it shall be the duty of the Department of Public Works, or other authority, to issue the same. Said grantee shall do no permanent injury to said street, or in any manner interfere with any public cable, wire or conduit therein, and shall not open or incur more of said street than shall be necessary to

enable it to proceed with advantage in constructing said pipe. Should said pipe interfere with or obstruct in any manner the construction of any municipal underground work, the grantee shall remove said pipe or change the location thereof, as directed by the Commissioner of Public Works, at its own expense and without any expense whatever to the City of Chicago. At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee shall restore said street to its proper condition, safe for public travel, to the satisfaction of the Commissioner of Public Works, so that the portions of said street where said pipe shall have been located shall be put in the same condition, safe for public travel, as the remaining portions of said street in the same block.

SECTION 4. Before said grantee shall disturb the surface of said street it shall deposit with the Commissioner of Public Works a sum of money sufficient to pay for the restoration to as good a condition, safe for public travel, as the same was in before being disturbed, of so much of said street as it shall have out of the condition in which it found it at any one time; and said grantee shall promptly restore said street, or any portion thereof, to as good a condition, safe for public travel, as the same was in before being disturbed, and shall maintain the portion so disturbed and repaired in such good condition for a period of five years, and do the work of restoration to the satisfaction and approval of the Commissioner of Public Works; whereupon said money deposited shall be returned to said grantee; but if for any reason the amount of said deposit shall have been insufficient to cover the cost of such work, or if any damage shall have been done to any underground work or connection or otherwise not contemplated in the original estimate, which shall have caused increased expenditure, the amount of insufficiency or damage shall be certified to said Comptroller who shall collect the same from said



grantee herein, and said grantee shall upon demand immediately pay the same, and no other permit shall be issued to the grantee herein for any other or additional work until the amount thereof shall have been paid. If said grantee shall neglect or refuse to so restore said street, or any portion thereof, then the Commissioner of Public Works may, and with the funds so deposited shall cause the same to be done, and shall repay and refund only the surplus, if any, to said grantee.

Said grantee shall not permit said street or any portion thereof to remain open or incumbered for a longer period than shall be necessary to the prompt execution of the work for which same shall have been opened or incumbered, and it shall erect and maintain suitable barriers and lights to prevent any accident in consequence of such opening or incumbering said street or any portion thereof.

SECTION 5. Said pipe and other necessary appliances maintained and operated under authority of this ordinance by said grantee shall be of modern excellence, and constructed, maintained and operated in a first-class manner; and it is expressly understood and agreed that the rights and privileges granted hereunder are subject to all the ordinances of the City of Chicago now in force or which may hereafter become in force, and especially any ordinances concerning the removal or replacement of any underground pipes.

SECTION 6. Before doing any work under and by virtue of the authority of this ordinance, said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the said City of Chicago from any and all loss, damage and expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago,

or which may accrue against, be charged to, or recovered from said city, from or by reason or on account of the passage of this ordinance, or from or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. The grantee herein shall pay to the City of Chicago as compensation for the privileges herein granted the sum of ten (\$10) per annum in advance each and every year during the life of this ordinance; the first payment to be made as of the date of the passage of this ordinance and each succeeding payment annually thereafter. It is made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance immediately become null and void if any default is made by said grantee in the prompt payment of any of the installments of said compensation.

SECTION 8. This ordinance shall take effect and be in force from and after its passage and acceptance; provided, the grantee shall file his written acceptance thereof with the City Clerk of the City of Chicago within thirty (30) days from the date of the passage of this ordinance, and shall also within the same period file the bond hereinbefore provided.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to A. B. Mulvey to lay electric wires, submitted a report recommending the passage of the same.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting permission to A. B. Mulvey to lay down, maintain and operate two electric wires for lighting purposes, underneath and across Michigan avenue and Wabash avenue, and all north and south alleys between Wabash avenue and Indiana avenue, at a point approximately one hundred and sixty-six (166) feet south of the south line of Garfield boulevard, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be, and they are hereby given and granted to A. B. Mulvey, his heirs and assigns, to lay down, maintain and operate two electric wires for lighting purposes, underneath and across Michigan avenue and Wabash avenue and all north and south alleys between Wabash avenue and Indiana avenue, at a point approximately one hundred and sixty-six (166) feet south of the south line of Garfield boulevard, for the purpose of connecting the building on the southwest corner of Garfield boulevard and Wabash avenue with the building on the southwest corner of Indiana avenue and Garfield boulevard; said wires to be laid, maintained and operated under the direction and supervision, and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority herein granted and given, shall cease and terminate ten (10) years from and after the passage of this ordinance or at any time prior thereto by

the revocation of this ordinance by the Mayor at his discretion.

SECTION 3. At the expiration of the term herein granted the electric wires herein authorized shall be removed by the grantee, his heirs and assigns, unless this ordinance shall be renewed, and if so removed said streets shall be restored to their proper condition to the satisfaction of the Commissioner of Public Works, so that the portions of said streets, where said electric wires had been located, shall be put in the same condition and safe for public travel as the remaining portions of said streets in the same block at the sole expense of the grantee herein, and without cost or expense of any kind whatsoever to the City of Chicago.

SECTION 4. The grantee herein, his heirs and assigns, shall pay as compensation for the privilege herein granted the sum of twenty dollars per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this ordinance, and each succeeding payment annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago.

SECTION 5. No work shall be done under authority of this ordinance until a permit authorizing same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liability, cost, damage, or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to or which may accrue against, be charged to or recovered from said city, from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the

permission herein given, and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond or the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force then the privilege and authority herein granted shall thereupon cease. It is made an express provision of this ordinance that the privileges hereby granted shall terminate and this ordinance immediately become null and void, if any default is made by said grantee in the prompt payment of any installment of the compensation hereby provided for.

SECTION 6. During the life of this ordinance the grantee herein, his heirs and assigns, shall at all times keep the surface of the streets over said electric wires in a condition satisfactory to the Commissioner of Public Works, and safe for public travel.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and upon the filing of the acceptance in writing of this ordinance by said grantee, said acceptance to be filed with the City of Chicago within thirty (30) days from the passage of this ordinance and the filing of the bond herein provided for.

ERNEST BIHL, *Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to the Union League Auxiliary Association to construct a canopy, submitted a report recommending the passage of the same.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Al-

leys, South Division, to whom was referred ordinance, granting the Union League Auxiliary Association permission to construct, maintain and use a canopy over the sidewalk at Custom House place, from the building located on the southwest corner of Jackson boulevard and said Custom House place, said building being known as 112 Jackson boulevard, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Union League Auxiliary Association, a corporation, its successors and assigns, to construct, maintain and use a canopy over the sidewalk on Custom House place from the building located on the southwest corner of Jackson boulevard and said Custom House place, said building being known as No. 112 Jackson boulevard, which canopy shall be constructed of combustible material.

The lowest portion of said canopy shall be no less than thirteen (13) feet above the surface of the sidewalk over which said canopy projects, shall not extend more than sixteen (16) feet and six (6) inches beyond the face of the wall of said building and shall not exceed sixteen (16) feet in width.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications, shall at all times be kept on file in the office of the Commissioner

of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works, and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago.

Provided, That in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense hereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Union League Auxiliary Association, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed the sum of twenty-five dollars, per year, payable annually in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall have first been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of City Comptroller of the City of Chicago, and a bond has

been executed by the said grantee in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessees or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance; said bond and liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be kept in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance together with the bond hereinabove provided for, within thirty (30) days.

ERNEST BIHL,

*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance granting permission to Thayer & Co. to lay a pipe across Shields avenue, submitted a report recommending that the same be placed on file.

Ald. Bihl moved to concur in the report.

The motion prevailed.

#### STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred

ordinance vacating part of North Paulina street in Oviatt's Subdivision in Sheffield's Addition, submitted a report recommending the passage of the same.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance, vacating a portion of North Paulina street, for Charles N. Godfriaux, in Oviatt's Subdivision, in Sheffield's Addition, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Vacating that portion of North Paulina street lying southwest of the right of way of the Chicago and Northwestern Railroad Company, east of Girard street and north of the first alley north of Herry street.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of North Paulina street lying immediately southwest of the right of way of the Chicago and Northwestern Railroad Company, south of Girard street and north of the first alley north of Herry street, and abutting on Lots 55, 56 and 57, in Tracey M. Oviatt's Re-Subdivision of Lots 45 to 52, in Block 30, in Sheffield's Addition to Chicago, being that portion of North Paulina street shown on the plat hereto attached and marked "to be vacated," be and the same is hereby vacated and closed; provided, however, that this ordinance shall not go into effect and the vacation herein provided for become effective unless Charles N. Godfriaux shall pay to the City Comptroller of the City of Chicago the sum of seventeen hundred

(\$1,700) dollars, and shall also file for record in the office of the Recorder of Deeds in and for the County of Cook, State of Illinois, a plat showing said vacated portion of North Paulina street.

SECTION 2. This ordinance shall take effect and be in force from and after the payment of the compensation herein provided for, and the filing of said plat; provided the same is done within thirty days from the date of the passage of this ordinance.

THOS. M. HUNTER,  
*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance vacating an alley in I. R. Diller's Subdivision, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance, vacating alley adjoining Lots 3 to 7, and 40 to 44, in I. R. Diller's Subdivision, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, without compensation. The Committee on Compensation finds that the land dedicated exceeds in value that vacated.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that portion of the north and south alley between Claremont avenue and Oakley avenue and Kinzie street and Fulton street, running north from a point beginning eleven (11) feet south of the south lines of Lots seven (7) and forty (40) to a point four and one-half ( $4\frac{1}{2}$ ) feet north of the south line of Lots three (3) and forty-four

(44), in I. R. Diller's Subdivision of Block forty (40), of Canal Trustees' Subdivision of Section seven (7), Township thirty-nine (39) North, Range fourteen (14), East of the Third Principal Meridian, as shown in red on the plat hereto attached and hereby made a part hereof, be and the same is hereby vacated; provided, however, that this ordinance shall not take effect, nor shall the vacation herein provided for become effective, until an alley fourteen (14) feet in width shall have been opened through and upon the south fourteen (14) feet of Lot eight (8), in I. R. Diller's Subdivision of Block forty (40) aforesaid, so as to afford an outlet to Oakley avenue from that portion of the said north and south alley between Claremont and Oakley avenues not vacated by this ordinance, the said new alley to be opened being shown in yellow on the plat hereto attached and hereby made a part hereof.

SECTION 2. It shall be deemed a compliance with the provisions of this ordinance and said ordinance shall take effect upon the execution, acknowledgment, and filing for record in the office of the Recorder of Cook County by William P. Worth, or whomsoever may be the owner of the property conveyed therein within thirty days of a deed conveying to the City of Chicago for the purpose of an alley the south fourteen (14) feet of the said Lot eight (8), and upon the filing within thirty days for record in the office of the Recorder of Deeds of Cook County of a plat showing the part of the alley hereby vacated and the alley dedicated.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and approval, subject to the provisions of the preceding sections.

THOS. M. HUNTER,  
Chairman.

ALSO,

The same Committee to whom was referred an ordinance granting permission to George S. McReynolds to lay a switch

track, submitted a report recommending that the same be placed on file.

Ald. Hunter moved to concur in the report.

The motion prevailed.

## BUILDING DEPARTMENT.

The Committee on Building Department, to whom was referred an ordinance for a permit to McKee Bros. to erect a shed, submitted a report recommending the passage of the same.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred order, McKee Bros., permit for frame shed, having had the same under advisement, beg leave to report and recommend that the order do pass.

*Ordered,* That the Commissioner of Public Works be and he is hereby directed to issue to McKee Bros. a permit to erect a frame shed, covered with corrugated iron, as an addition to their store at 229-31-33 West 63d street, and siding on tracks of C., P. & Ft. W. Ry. (sketch attached). Roof to be constructed of incombustible material.

D. V. HARKIN,  
Chairman.

ALSO,

The same Committee to whom was referred an order for a permit to Elizabeth Neagle to extend a frame shed, submitted a report recommending the passage of the same.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

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CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred order, Elizabeth Neagle to extend frame shed, having had the same under advisement, beg leave to report and recommend that the order do pass.

*Ordered,* That permission be granted to Elizabeth Neagle to extend frame addition to building at No. 324 South Halsted street, 11 feet by 20 feet by 9 feet 6 inches high.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same Committee to whom was referred petition not to require elevator enclosed at 88 and 90 La Salle street, to exempt buildings two stories from requiring hatch doors; petition in re., elevators in Garden City Block; communication in re., boiler and elevator inspection, Staver Carriage Company; order, Alex. Krolkowski permit for shed; order, height of buildings adjacent to elevated railroads; communication from Rialto Elevator Company; order, Frank Kirchenstein to raise barn; order, Frederick T. Cummings for fence; order, Robert R. Levy, permit to move building; order, Geo. M. Illingworth to complete building; order, Eugene Duplisses permit for building; order, Louis Wolff Manufacturing Company for fence; order to stay legal proceedings for violations of building ordinances in Sixteenth Ward, having had the same under advisement, beg leave to report and recommend that the same be placed on file.

Ald. Harkin moved to concur in the report.

The motion prevailed.

#### WATER DEPARTMENT.

The Committee on Water Department, to whom was referred an ordinance amending Sections 2393, 2441 and 2443

of the Revised Municipal Code in re., water, submitted a report recommending the passage of the same.

Ald. Pringle moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Water Department, to whom was referred ordinance amending Sections 2393, 2441 and 2443 Revised Municipal Code in re., water, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 2393, 2441 and 2443 of the Revised Municipal Code of Chicago of 1905, as amended by the ordinance passed July 5, 1905, be and the same are hereby amended so as to read as follows:

Section 2393. Every building, structure or premises in or on which two hundred and fifty thousand gallons or more of water are used annually, or where the assessment under frontage rates and charges for extra fixtures shall aggregate twenty-five dollars per annum or more, shall have the water supply to such building, structure or premises controlled by meter.

Section 2441. Whenever the water is shut off from any building, structure or premises to enforce collection of water rates, where there are charges other than the "frontage" charge, and the premises immediately following such shutting off become vacant and remain vacant for a period of sixty days or more, upon the presentation of a properly executed affidavit made by the owner, or agent of the premises, verified by an inspection made by a regularly authorized City Inspector, an abatement of all fixture charges and

frontage charge shall be made for the time such premises are vacant.

Whenever the owner, agent, lessee or person in charge, possession or control of any building, structure or premises, shall give notice in writing to the Superintendent of Water that any building is vacant or unoccupied, and request the Department of Public Works to turn off the water, said Superintendent shall at once cause the water supply of such building to be cut off, and when the owner, agent or lessee shall make a formal request that the supply of water be turned on it shall be done free of charge.

SECTION 2443. "During the period intervening between the shutting off of water by the Department of Public Works and the turning on again by the Department of Public Works, the water rates or taxes levied against any building, structure or premises shall be decreased by the Water Assessor upon affidavit that no city water was used on said premises during the period in which the water was turned off. if the owner, agent, lessee or person in charge of any building, structure or premises shall have paid the water rates or taxes in advance for any fixed period, and the water shall be turned off from said building, structure or premises before the expiration of said period, then said owner, agent, lessee or person in charge shall have refunded to him upon surrender of original receipt, an amount as over-payment proportionate to the time during which the water supplying said premises was shut off."

SECTION 2. This ordinance shall be in force and effect on and after its passage.

WILLIAM J. PRINGLE,

*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance amending Sections 2240 and 2453 of the Revised Municipal Code in re. purchase of supplies and re-

fund of duplicate (water) payments, submitted a report recommending the passage of the same.

Ald. Pringle moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, banuary 19, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Water Department, to whom was referred ordinance amending Sections 2240 and 2453 of the Revised Municipal Code of 1905, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 2240 and 2453 of the Revised Municipal Code of Chicago of 1905 be and the same are hereby amended so as to read as follows:

SECTION 2240. (Purchase of Supplies)—He shall make all purchases of supplies and materials for the use of the city, and shall let all contracts for labor to be performed for the city in cases wherein the cost of such supplies, materials or labor shall be less than the sum of five hundred dollars. Requisitions shall be made for all purchases to be made and all contracts to be let by said Business Agent as herein provided, and said requisitions shall be approved in writing by the heads of the Department for which the same are required. Such requisitions shall constitute his authority for all purchases and contracts to be made under the provisions hereof, and shall be filed in his office. Provided, that the Commissioner of Health shall make all purchases of and let all contracts for medicinal, preventive and curative supplies and materials and such other supplies and materials as require a technical knowledge of medicine, pharmacy or chemistry in their manufacture or preparation for use, for the



Department of Health in cases wherein the cost of said supplies or materials shall be less than the sum of two hundred dollars, without regard to the conditions of this chapter. Provided, further, that the Commissioner of Public Works in the maintenance of water service pipes shall be allowed to employ a plumber in the immediate neighborhood to make such repairs on said service pipes and such plumber shall be paid at the current rate of wages for the time actually taken in making said repairs and for the material actually used therein at the prevailing rates, said repairs to be paid for by the Chief Accountant of the Department of Public Works from the petty cash account upon the approval of the bills by the Superintendent of the Water Pipe Extension and the City Engineer and endorsed by the Commissioner of Public Works. A voucher with approved bills attached, shall be made at the end of each month to reimburse the petty cash fund, and the Comptroller shall pay the same; provided the total bills so paid shall not exceed two hundred (\$200.00) dollars for any one month. The said Business Agent shall be and he is hereby empowered to sell scrap iron and such other materials belonging to the city as are not available for use; provided, however, that the value of such materials be less than five hundred dollars. He shall make such sales upon terms most advantageous to the City, and to this end he shall procure competitive offers from at least three persons or corporations, and shall accept, in every case, the highest cash offer.

Section 2453. (Refund of Duplicate Payments, Wrong Property Payments, Over Payments and Erroneous Assessments)—In cases of duplicate payments, payments on wrong property, over payments and erroneous assessments occasioning the necessity of a refund it shall be the duty of the Assessor of the Bureau of Water to cer-

tify to the cause of such refund, which when endorsed by the Superintendent of Water and approved by the City Engineer, shall be paid by the cashier of the Water office from the said cashier's petty cash fund on the presentation of a voucher order of refund in original and duplicate signed by the Superintendent of Water, and approved by the City Engineer. At the end of each month the cashier shall cause a voucher to be made to reimburse his petty cash fund for the amount paid out by him therefrom for aforesaid voucher orders or refund, covering duplicate payments, payments on wrong property, over payments and erroneous assessments, attaching thereto the properly receipted voucher orders of refund; and the Comptroller shall pay the same, provided the total amount does not exceed the amount appropriated for such purpose; provided, further, that the above mentioned refunds shall be paid only to the person who made the payment on account of which such refund is made or to his duly authorized agent upon surrender of the receipted bill showing such payment.

SECTION 2. This ordinance shall be in force and effect on and after its passage.

WILLIAM J. PRINGLE,  
*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance amending Section 2383 of the Revised Municipal Code in re. water, submitted a report recommending the passage of the same.

Ald. Pringle moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 19, 1906.

To the Mayor and Aldermen of the City of Chicago in Council Assembled:

Your Committee on Water Department, to whom was referred an ordinance

amending Section 2383 of the Revised Municipal Code of 1905, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 2383 of the Revised Municipal Code of Chicago of 1905 as amended by the ordinance of July 5, 1905 be and the same is hereby amended so as to read as follows:

"2383. Whenever there is immediate use of water from the city mains the city will construct a service pipe leading from its mains to a buffalo or shut off box, and the city will, also, in such cases furnish and place the buffalo or shut off box.

"Whenever any service pipes are hereafter laid, or any buffalo or shut off boxes are placed by special assessment or deposit, the city shall, when such service pipes are connected with premises using a supply of water furnished by the city refund ninety per cent of the cost of installing such service pipe and placing such buffalo or shut off boxes.

"In all cases the cost of furnishing and installing buffalo or shut off boxes and the cost of maintaining or repairing the same, and the cost of maintaining or repairing the service pipe from the water main to the buffalo or shut off box shall be paid by the city.

"The cost of installing, maintaining and repairing the pipe leading from the buffalo or shut off box to the premises shall in all cases be paid by the property owners."

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

WILLIAM J. PRINGLE,  
*Chairman.*

ALSO,

The same Committee to whom was re-

ferred amendments to water ordinance; order to amend water ordinance in re. water meters; ordinance to amend Revised Municipal Code in re. water, having had the same under advisement, beg leave to report and recommend that the same be placed on file.

Ald. Pringle moved to concur in the report.

The motion prevailed.

### UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on ordinance giving authority to Board of Education to issue warrants in anticipation of tax levy, deferred and published January 15, 1906, page 2144.

Ald. Bennett moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Polter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, There is not sufficient money in the special fund for school purposes in the Treasury of the City of Chicago to meet and defray the ordi-

nary and necessary expenses of the public schools of the said city; and

WHEREAS, The Board of Education of the City of Chicago has, by a resolution duly passed at a regular meeting, requested the City Council to authorize the issuing and disposing of warrants drawn against and in anticipation of the taxes for the year 1905, levied by the said city for the ordinary and necessary expenses of the public schools, to an amount not exceeding fifty (50%) per cent of the total amount of said tax levy for the purpose of providing a fund to meet and defray the ordinary and necessary expenses of the schools of the said city; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Mayor and the Comptroller be, and they are hereby authorized, upon the request of the Board of Education of the City of Chicago, to issue warrants against and in anticipation of the taxes already levied by the City of Chicago for the payment of ordinary and necessary expenses of the public schools of said city for the year 1905 (the funds for the purpose having been exhausted), to the extent of fifty (50%) per cent of the total amount of said tax levy, such warrants to be issued only in conformity with Section 2 of an Act of the General Assembly of the State of Illinois, entitled "An Act to provide for the manner of issuing warrants upon the treasurer of any county, township, city, school district, or other municipal corporation and jurors' certificates," approved May 31, 1879, in force July 1, 1879, and all acts amendatory thereof, and to bear interest at the rate of not to exceed five (5%) per cent per annum from the date of the issue until paid.

SECTION 2. This ordinance shall be in force and effect from and after date of its passage.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on ordinance directing pay-

ment to Miami Coal Company of reserve on coal contracts, deferred and published January 15, 1906, page 2145.

Ald. Bennett moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Polter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

Nays—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of the Miami Coal Company in the sum of \$11,974.47, same being reserve retained on contracts dated March 17, 1905, for the furnishing of coal to the city pumping stations at 22d street, Harrison street, and Chicago avenue, and the Comptroller is ordered to pay the same from the money reserved by the city under said contracts, providing that the said voucher shall not be issued, nor payment made thereon, until the sureties on the bonds of said Miami Coal Company, given to insure the performance of said contracts, shall have given their consent to such payments, or until new bonds have been furnished.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on an order directing Comptroller to distribute amount received as interest on city funds for the year 1905, deferred and published January 15, 1906, page 2145.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to make the following distribution of moneys received from former City Treasurer as interest on deposits of city funds, and to issue such warrants against the city as may be necessary to carry out the transfers to the credit of the

Board of Education.....	\$39,959.54
Corporate Fund.....	72,314.01
Water Fund.....	11,208.97
Public Library.....	496.76

Total ..... \$123,977.28

In accordance with his report, dated January 8th, 1906, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on proposals for gasoline street lighting and giving authority to City Electrician to make contract for year 1906, deferred and published January 15, 1906, page 2146.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the City Electrician be and he is hereby authorized and directed to enter into a contract with the American Development Company for the necessary number of gasoline lamps for the year 1906, not less than fifty-five hundred (5,500), at the price of two and fifteen one-hundredths dollars (\$2.15), per lamp per month.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee

on Finance on claim of James J. Barrett for putting in sewer stub at Halsted street Bath House, deferred and published January 15, 1906, page 2146.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynehan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher to James J. Barrett in the sum of ninety dollars (\$90.00), same being extras on contract for work on the Halsted street bath-house, and being for putting in new sewer stub, and the Comptroller is ordered to pay the same from the appropriation for South Halsted Street Bath.

This action is taken in accordance with the request and recommendation of the Commissioner of Public Works and City Bridge Engineer, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on order authorizing payment of two weeks' wages to 12 employees of the Water Department deducted during the summer of 1905, deferred and published January 15, 1906, page 2147.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue vouchers to Patrick Walsh, John Koch, Michael Finan, Thomas Newman, P. Gleeson, F. J. Gilhuley, Michael Kurz, Jerome P. Martin, Thomas Simons, Patrick Langan, Barney Doherty and James Ahern, for two weeks' wages, amounting to \$41.66 each, deducted from their pay during the summer of 1905, and the Comptroller is ordered to pay the same from the appropriation for the Water Department.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on order accepting bid of \$925.00 for Norwood Park School property, deferred and published January 15, 1906, page 2147.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, May-

pole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to accept the bid of Anton Fritsch, nine hundred twenty-five dollars (\$925.00), being the best cash bid received under advertisement for sale of Lot 24, Block 1, Norwood Park.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on giving authority to City Comptroller to pay necessary expenses of contagious disease work Department of Health, pending passage of appropriation, deferred and published January 15, 1906, page 2147.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and di-

rected to pay the necessary expenses of the contagious disease work of the Department of Health for the suppression of scarlet fever, diphtheria and smallpox, pending the passage of the appropriations for the year 1906.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of John Collins for personal injuries, deferred and published January 15, 1906, page 2148.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of John Collins in the sum of two hundred thirty-eight and seventy-five one-hundredths dollars (\$238.75), same to be in full of all claims of whatever kind or nature arising from an injury sustained by said John Collins on February 23d, 1905, while in the performance of his duty in the Water Pipe Extension Bureau, and the Comptroller is ordered to pay the same from the Water Fund.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on giving authority to City

Electrician to contract for maintenance of gas mantel lamps for January, February and March, 1906, deferred and published January 15, 1906, page 2148.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the City Electrician be and he is hereby authorized and directed to enter into a contract with Albert Whitfield for maintenance of gas mantle lamps in Districts Nos. 1, 2 and 3, for and during the months of January, February and March, 1906, at the rate of twenty cents (20c) per lamp per month, in accordance with specifications and advertisement heretofore made for said lamp maintenance, in accordance with his recommendation, dated January 5, 1906, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on order directing Board of Local Improvements to proceed with the improvement of Ogden avenue, from Albany avenue to Fortieth avenue, deferred and published January 15, 1906, page 2148.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Board of Local Improvements are hereby directed to proceed with the improvement of Ogden avenue, from Albany avenue to Fortieth avenue.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on bids received for the sale of city property at Thirty-fifth and Halsted streets, deferred and published January 15, 1906, page 2148.

Ald. Bennett moved to amend the caption thereof by striking out the words "Halsted street" after the words "Thirty-fifth street" and insert the words "Armour avenue."

The motion prevailed.

Ald. Bennett moved to concur in the report and pass the order as amended.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to accept the bid of William L. Pierce and W. H. Coughenour of fifteen thousand four hundred fifty-five dollars (\$15,455), for the south 320 feet of that part of Block 15, in Canal Trustees' Subdivision, Section 33-39-14, lying east of railroad's right of way, west of Armour avenue and north of 35th street, same

being the highest bid received under advertisement, authorized by ordinance passed October 16th, 1905, and the Comptroller is further directed to return the checks deposited by other bidders for the property to the bidders making said bids.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on voucher to Jackson & Corbett Company for expense incurred in changing location of shaft, deferred and published January 15, 1906, page 2149.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Jackson & Corbett Co. in the sum of two hundred eighty-five and eighty one-hundredths dollars (\$285.80), same to be in full of all claims for expenditures incurred on account of change of location of shaft at Clark and Polk streets, and the Comptroller is ordered to pay the same from the Water Fund.

This action is taken in accordance with the recommendation of the Commissioner of Public Works and the City Engineer attached hereto.

The Clerk, on motion of Ald. Bennett,

presented the report of the Committee on Finance on claim of I. M. Daggett for compensation for damage to walks in construction of intercepting sewers, deferred and published January 15, 1906, page 2149.

Ald. Bennett moved to amend the order by adding the word "Park" after the word "Jackson," so as to make the order read "Jackson Park avenue."

The motion prevailed.

Ald. Bennett moved to concur in the report and pass the order as amended.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of I. M. Daggett in the sum of one hundred fifty dollars (\$150.00), same being in full for damage to sidewalk in front of property on Jackson Park avenue, between 57th and 58th streets, and the Comptroller is ordered to pay the same from the appropriation for intercepting sewers.

This action is taken in accordance with the recommendation of the Commissioner of Public Works and the City Engineer attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee

on Finance on an order authorizing payment to Aultman & Taylor Machinery Company for part of reserve on contract, deferred and published January 15, 1906, page 2150.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of the Aultman & Taylor Machinery Company in the sum of six thousand dollars (\$6,000.00), being a portion of the amount held in reserve in said company's contract for boilers at Thirtieth Street Pumping Station, and the Comptroller is ordered to pay the same from the amounts held by the city in reserve under said contract, provided that the above vouchers shall not be issued, nor the payments made thereon until the bondsmen of the said Aultman & Taylor Machinery Company, under contract mentioned, shall agree to the said payment, or until new bonds have been furnished the city.

This action is taken in accordance with the recommendation of the Commissioner of Public Works, City Engineer in charge, and the approval of the Corporation Counsel, all attached hereto.



The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on request of William K. Wells and McCullough & McCullough for quit-claim deeds, deferred and published January 15, 1906, page 2150.

Ald. Bennett moved to concur in the report and pass the orders therewith.

The motion prevailed, and the orders were passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following are the orders as passed:

*Ordered*, That the Mayor and the City Clerk be and they are hereby authorized and directed to issue a quit-claim deed of the city's interest in and to Lot 17, Block 16, Gage and other's Sub., and Lot 24, Block 1, in Hilliard's & Hitt's re-sub., acquired by tax deed issued under Warrants 22707 and 25781 respectively, to the owners of the fee of said property upon payment to the city by the County Clerk of eleven and twenty-three one-hundredths dollars (\$11.23).

This action is taken in accordance with the recommendation of the City Comptroller attached hereto.

*Ordered*, That the Mayor and the City Clerk be and they are hereby authorized and directed to issue a quit-claim deed of and to the city's interest in Lot 36, Albert Crane's subdivision in Block 9, of the United States Bank Addition to Chicago, acquired under tax deed issued for non-payment of assess-

ment under Special Assessment Warrant 24775, to the owner of the fee of said lot, upon payment to the city of the sum of two hundred twenty-two and thirty-nine one-hundredths dollars (\$222.39).

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of John Ryan for wages, deferred and published January 15, 1906, page 2151.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Board of Local Improvements be and it is hereby authorized and directed to issue a voucher in favor of John Ryan for wages for one month while he was absent from duty on account of failing eyesight, and the Comptroller is ordered to pay the same.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of Travelers' Insurance Company for issuance of water pipe certificate, deferred and published January 15, 1906, page 2151.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of

Public Works be and he is hereby authorized and directed to issue a Water Pipe Deposit Certificate to the Traveler's Insurance Company in the sum of five hundred dollars (\$500.00), same to cover deposit made on March 8th, 1890, by said Traveler's Insurance Company, for laying 502 feet of 6-inch water pipe in Clarence avenue, between Byron and Grace streets, the certificate to contain such conditions as were included in other certificates issued and being issued at the time said deposit was made, this certificate not to be issued until original receipts for said deposit of five hundred dollars (\$500.00) is returned to the city, or an indemnifying bond in twice the amount of the certificate be furnished, safeguarding the city, with sureties satisfactory to the Commissioner of Public Works.

This action is taken in accordance with the recommendation of the Commissioner of Public Works and report of the Auditor that the five hundred dollars (\$500) remains as a credit to the Traveler's Insurance Company upon the records of the Comptroller's office, both attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of Elmer Larsen for refund of duplicate dog tax, deferred and published January 15, 1906, page 2151.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to Elmer Larsen the sum of two dollars (\$2.00), upon the presentation of dog tags and City Clerk's receipts Nos. 35,835 and 35,804, being duplicate license paid on the same dog, and charge same to the Finance Committee Fund when appropriations for 1906 have been made.

This action is taken in accordance with

the recommendation of the City Collector, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of Otto Pertsch for damage to window, deferred and published January 15, 1906, page 2152.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kuuz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Otto Pertsch in the sum of twenty-five dollars (\$25.00), same to be in full for damages done to plate glass window while repairing Clark street viaduct, and the Comptroller is ordered to pay the same from the appropriation for Bridge and Viaduct repairs.

This action is taken in accordance with the recommendation of the Corporation Counsel and the Commissioner of Public Works, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claims of William McKinley and George F. Seymour, by George Seymour, his next of kin, for damages account of defective drainage, deferred

and published January 15, 1906, page 2152.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Corporation Counsel be and he is hereby authorized and directed to allow judgment to be taken against the city in favor of William McKinley and Mary McKinley in suit No. 227,411 Superior Court in the sum of one hundred dollars (\$100.00), and to allow judgment to be taken against the city in favor of George F. Seymour, by George Seymour, his next of kin, in suit No. 228,270 Superior Court in the sum of one hundred dollars (\$100.00), in accordance with the recommendation of the Corporation Counsel, dated January 9th, 1906, attached hereto.

The Clerk, on motion of Ald. Werno, presented the report of the Joint Committee on Local Transportation and Track Elevation on ordinance for the elevation of the roadbed and tracks of C. & N. W. Ry. from North Forty-sixth avenue to Austin avenue, and C. & O. P. Elevated R. R. from Fifty-second avenue to Austin avenue, deferred and published January 15, 1906, page 2178.

Ald. Werno moved that the ordinance

be made a special order at 8:45 o'clock P. M. for the next regular meeting, to be held Monday, January 29, 1906.

The motion prevailed.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on a request of Board of Education to rescind action for 12-room building on school site corner Perry and Granville avenues, and to concur in the erection of 24-room building on said site in lieu thereof, deferred and published December 18, 1905, page 1948.

Ald. Zimmer moved to concur in the report and pass the orders therewith.

The motion prevailed, and the orders were passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following are the orders as passed:

*Ordered*, That so much of an order passed June 5, 1905, published on page 466 of the Council Proceedings, as relates to an appropriation of \$125,000 for the erection of 12-room building on school site corner Perry and Granville avenues, be and the same is hereby repealed.

*Ordered*, That the sum of \$175,000 be and the same is hereby appropriated for the erection of a 24-room school building and assembly hall on the school site corner of Perry and Granville avenues, and the City Comptroller is hereby directed to set aside the said sum of \$175,000.

000 out of the unappropriated balance of the building account for the erection of said building.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on a request of Board of Education to rescind action for school site at Albany avenue and Grace street and Troy street and Grace street, deferred and published December 18, 1905, page 1948.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kobout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the order passed July 5, 1905, published on page 871 of the Council Proceedings, to acquire property for school site on North Albany avenue, Grace street and North Troy street, be and the same is hereby repealed.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on ordinance to rescind action in the matter of vacating and dedicating of an alley adjoining the school site on Albany avenue, Grace street and Troy street, deferred and published December 18, 1905, page 1948.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kobout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance passed July 5, 1905, and published on page 872 of the Council Proceedings, providing for the vacation and dedication of an alley, adjoining the school site on Albany avenue, Grace street and Troy street, be and the same is hereby repealed.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on requests of Board of Education to rescind action in re. acquiring property adjoining the Franklin School and the Hamline School (formerly O'Toole School), deferred and published December 18, 1905, page 1949.

Ald. Zimmer moved to concur in the report and pass the orders therewith.

The motion prevailed, and the orders were passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick,

Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following are the orders as passed:

*Ordered*, That so much of the order passed October 17, 1904, published on page 1357 of the Council Proceedings, as relates to the acquiring of property adjoining the Franklin School premises, be and the same is hereby repealed.

*Ordered*, That the order passed March 29, 1904, page 2877 of the Council Proceedings, providing for the acquiring of certain property adjoining the O'Toole School (now the Hamline School) be and the same is hereby repealed.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on a request of Board of Education for additional appropriation for Nixon School; also additional appropriation for Key School, deferred and published December 18, 1905, page 1949.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts,

O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the additional sums shown opposite the schools named below in this order, be and the same are hereby appropriated for the completion of said schools, and the City Comptroller is hereby directed to set aside the said additional sums out of the unappropriated balance of the building account, for the completion of said buildings:

Nixon School, to complete the payments on contracts for the Nixon School Addition.....	\$12,500
Key School, to cover the additional cost of the plumbing work as required under the new ordinance .....	7,000

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on request of Board of Education for six-room addition to Brentano School, deferred and published December 18, 1905, page 1949.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the sum of \$45,000 be and the same is hereby appropriated for

the erection of six-room addition to the Brentano School, and the City Comptroller is hereby authorized and directed to set aside the said sum of \$45,000 from the unappropriated balance of the building account for the erection of said addition.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on request of Board of Education to acquire property adjoining Marquette School premises; also for school site, North Albany avenue, West Byron street and North Troy street, deferred and published December 18, 1905, page 1950.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

Lots 13 to 15, both inclusive, in Resubdivision of Block 24, in Ashland Second Addition to Chicago, West one-half, northeast one-quarter Section 18-39-14, being 72 feet on Honore street, northeast corner Harrison street, by a depth of

125.87 feet west of and adjacent to the Marquette School premises.

Lots 1 to 12, both inclusive, in Block 8, in William E. Hatterman's Irving Park boulevard Sub-division, in Section 24-40-13, together with all buildings and improvements thereon, having a frontage of 300 feet, on North Albany avenue, southwest corner West Byron street by a depth of 125.18 feet; also, Lots 36 to 48, both inclusive, same legal description as above, together with all buildings and improvements thereon, having a frontage of 325 feet on North Troy street, southeast corner Byron street, by a depth of 125.18 feet.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on requests of Board of Education for additional appropriation to complete Graeme Stewart School building and building corner Perry street and Granville avenue, deferred and published January 15, 1906, page 2160.

Ald. Zimmer moved to concur in the report and pass the orders therewith.

The motion prevailed, and the orders were passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following are the orders as passed:

*Ordered*, That the additional sum of \$20,000 be appropriated for the completion of the Graeme Stewart School building, and that the Comptroller is

hereby authorized and directed to set aside the said sum of \$20,000 out of the unappropriated balance of the building account for the completion of said school.

*Ordered*, That the additional sum of \$10,000 be appropriated for the erection of school building corner Perry street and Granville avenue, and the Comptroller is hereby authorized and directed to set aside the said sum of \$10,000 out of the unappropriated balance of the building account for the erection of said school building.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on request of Board of Education for Lot 15, adjoining Jenner School, deferred and published January 15, 1906, page 2161.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to purchase from the owner, Lot 15 in Block 14, in Roger's Subdivision of the northeast one-quarter of the southwest one-quarter of Section 4, Township 39 North, Range 14 East of the Third Principal Meridian, adjoining the Jenner School, for the sum of \$2,750.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on request of Board of Education for property adjoining Lloyd School premises, deferred and published January 15, 1906, page 2161.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

Lots 36 to 48, both inclusive, Block 16, in Chicago Land Investment Co.'s Sub. N. E.  $\frac{1}{4}$ , Section 33, 40, 12, together with all buildings and improvements thereon, being 267.2 feet on North 49th avenue running from Dickens to Castello avenues, by a depth of 125 feet west of the Lloyd School premises.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on an ordinance for vacation of alley adjoining Henry D. Lloyd School, deferred and published January 15, 1906, page 2161.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Polter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roerts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

**Nays**—None.

The following is the ordinance as passed:

**WHEREAS**, The Board of Education of the City of Chicago has acquired title to Lots 12 to 46, both inclusive, in Block 16, in Chicago Land Investment Company's Subdivision, in North East one-quarter, Section 33-40-13, in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to be used as the site of the Henry D. Lloyd School.

**WHEREAS**, The aforesaid lots 12 to 35, both inclusive, are separated from the aforesaid lots 36 to 46, both inclusive, by a public alley 16 feet in width, running north and south from Castello to Dickens avenue.

**WHEREAS**, The Board of Education of the City of Chicago has requested the City Council to vacate the said alley, now, therefore

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That so much of the public alley running north and south from Castello Avenue to Dickens Avenue between the aforesaid lots 12 to 35, both inclusive, and lots 36 to 46, both inclusive, be and the same is hereby vacated

as shown on the plat thereof attached hereto and made a part hereof.

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage and approval and there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a plat showing the alley so vacated.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on request of Board of Education for property adjoining Irving Park School, deferred and published January 15, 1906, page 2162.

Ald. Zimmer moved to concur in the report.

The motion prevailed.

The following is the report:

CHICAGO, January 10, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education for property adjoining Irving Park School, having had the same under advisement, beg leave to report and recommend that the request of the Board of Education be not concurred in. We believe the present site with the addition of the south end of the west half of the block is ample as agreed on by the Board of Education a year ago. If not, we would recommend that the 150 feet north of the present site be condemned. This will not delay the building which is needed very much.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on recommendation, estimate and ordinance for curbing, grading and paving with Warren's bithulitic pavement Woodlawn avenue from Sixtieth to Sixty-seventh streets; vetoed and referred November 20, 1905, page 1494.

Ald. Kohout presented the following amendments:

Amend by inserting the words "or a



bituminous wearing surface equal thereto" after the words "Warren Brothers' Company," in the fifteenth line of page 6.

And by inserting the words "or a bituminous waterproof cement equal thereto" after the words "Warren's Puritan Brand Bituminous Waterproof Cement," in the next to the last line of said page 6.

And by inserting the words "from four to" after the word "having" in the twenty-fifth line of said page 6, so that it shall read: "a weigh box resting on a scale having from four to seven beams."

And by inserting the words "or a quick drying bituminous flush coat composition equal thereto" after the words "Warren's quick drying bituminous flush coat composition," in the seventeenth line of page 7.

Ald. Kohout moved the amendments be adopted.

Ald. Snow moved to lay the amendments on the table.

The motion prevailed.

Ald. Bihl moved the passage of the ordinance.

The motion prevailed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—63.

**Nays**—Kohout—1.

The following is the ordinance as passed:

## RECOMMENDATION, ESTIMATE AND ORDINANCE.

### RECOMMENDATION BY BOARD OF LOCAL IMPROVEMENTS.

*To the Mayor and Aldermen of the City of Chicago, in City Council Assembled:*

We hereby submit an ordinance for the improvement, adjusting sewers, catch-basins and manholes, constructing new catch-basins, constructing a granite concrete combined curb and gutter on cinders, grading and paving with Warren's Bithulitic Pavement on six inches of Portland cement concrete, the roadway of

#### WOODLAWN AVENUE,

from the south curb line of Sixtieth street produced east to the north curb line of Sixty-seventh street, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Woodlawn avenue, between said points, (except the intersections of Sixty-first street and Sixty-third street with Woodlawn avenue, and also except steam railroad rights-of-way thereon between said points), in the City of Chicago, County of Cook, and State of Illinois, together with an estimate of the cost of said improvement, and recommend the passage of said ordinance, and the making of the improvement contemplated therein.

Respectfully submitted,

GEO. A. SCHILLING,

CYRIL R. JANDUS,

JOHN MINWEGEN,

NICHOLAS S. BUDZBAN,

JOHN A. MAY.

*Board of Local Improvements of the City of Chicago.*

Dated, Chicago, November 13, A. D. 1905.

ESTIMATE OF ENGINEER.

To the Board of Local Improvements of the City of Chicago, and to the Mayor and Aldermen of the City of Chicago, in City Council Assembled:

The Board of Local Improvements of the City of Chicago, having adopted a resolution that the roadway of Woodlawn avenue from the south curb line of Sixtieth street produced east to the north curb line of Sixty-seventh street, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Woodlawn avenue, between said points (except the intersections of Sixty-first street and Sixty-third street with Woodlawn avenue, and also except steam railroad rights-of-way thereon, between said points), have its sewers, catch-basins and manholes adjusted, new catch-basins constructed, a granite concrete combined curb and gutter constructed on cinders, be graded and paved with Warren's Bithulitic Pavement on six inches of Portland cement concrete, and presented to the City Council of the City of Chicago a recommendation that such local improvement be made.

I hereby submit an estimate of the cost of such improvement, including labor, materials and all other expenses attending the same, as provided by law, viz.:

ESTIMATE.

Granite concrete combined curb and gutter on cinders, 8,900 lineal feet, at 75 cents	\$ 6,675.00
Paving with Warren's Bithulitic Pavement on six inches of Portland cement concrete, 16,380 square yards, at \$2.60	42,588.00
Adjustment of sewers, catch-basins and manholes	1,337.00
Constructing 20 new catch-basins	900.00
Total	\$51,500.00

And I hereby certify that, in my opinion, the above estimate does not exceed the probable cost of the above proposed improvement.

C. D. HILL,

Engineer Board of Local Improvements.

Dated, Chicago, November 13, A. D. 1905.

AN ORDINANCE

For the improvement, adjusting sewers, catch-basins and manholes, constructing new catch-basins, constructing a granite concrete combined curb and gutter, grading and paving of the roadway of Woodlawn avenue, from the south curb line of 60th street produced, east to the north curb line of 67th street, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Woodlawn avenue, between said points (except the intersections of 61st street and 63d street with said Woodlawn avenue, and also except steam railroad rights of way thereon between said points), in the City of Chicago, County of Cook and State of Illinois.

Be it ordained by the City Council of the City of Chicago:

SECTION 1. That a local improvement shall be made within the City of Chicago, in said County and State, the nature, character, locality and description of which local improvement is as follows, to-wit:

That the roadway of Woodlawn avenue, from the south curb line of Sixtieth street produced east to the north curb line of Sixty-seventh street, said roadway being thirty-four feet in width, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Woodlawn avenue, between said points, except as hereinafter specifically provided, be and the same are hereby ordered improved as follows:

A granite concrete combined curb and gutter shall be constructed on each side

of said roadway of said Woodlawn avenue, between said points (except the intersections of Sixty-first street and Sixty-third street with said Woodlawn avenue, and except across the roadways of all other intersecting streets and all the intersecting alleys between said points, and except the rights-of-way of all steam railroads thereon between said points), in such a manner that the roadway face of the curb shall be parallel with and seventeen feet from the center line of said Woodlawn avenue, and a granite concrete combined curb and gutter shall be constructed on each side of the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Woodlawn avenue, between said points (except the intersections of Sixty-first street and Sixty-third street with said Woodlawn avenue), in such a manner that the roadway face of the curb shall conform with the curb line on each side of all said intersecting streets, and in such a manner that the back of the curb shall conform with the alley lines produced on each side of all said intersecting alleys, between said points.

Said combined curb and gutter shall be made as follows, to-wit: The concrete to be used shall consist of the best quality of Portland cement mixed with fine-crushed granite in the proportion of one part cement and two parts fine granite, into which shall be incorporated four parts of broken granite of a size to pass through a ring of one inch internal diameter. The cement shall be mixed thoroughly with fine-crushed granite, after which it shall be moistened with water to form a mortar, and into which shall be incorporated the four parts of broken granite, as specified above, and rammed into forms until solid.

The material to be used in finishing the surface of said combined curb and gutter shall consist if the best quality of Portland cement mixed with finely-crushed granite, in the proportion of two parts cement and three parts granite,

which, after being moistened with water to form a mortar, shall be evenly spread over the surface of said combined curb and gutter to a thickness of three-eighths of an inch, and so as to insure a smooth and even surface on the face of the curb and gutter flags, after being evenly troweled and finished with a broom.

The curb shall be seven inches thick, and the height at the back shall vary from fifteen inches at the catch-basin inlets to nine inches at the summits, and the gutter flags shall be eighteen inches in width and five inches in thickness. The upper roadway edge of the curb shall be rounded to a true arc of a circle having a radius of one and one-half inches.

Said combined curb and gutter shall be constructed upon a bed of cinders six inches in depth after being flooded with water and thoroughly compacted to an even surface, and shall be back-filled with earth free from animal or vegetable matter. Said filling to be four feet wide at the top of the curb and even therewith, and shall slope down at the rate of one and one-half feet horizontal to one foot vertical.

Said combined curb and gutter shall be so constructed that the upper surface of the gutter flags shall conform to the surface of the finished roadway, as hereinafter described, and the top edge of the curb shall coincide with the grade of said Woodlawn avenue, between said points, which grade is hereby established as follows, to-wit:

Intersection of Sixtieth street, 10.5 feet above datum.

Intersection of Sixty-first street, 10.0 feet above datum.

At the south line of the right-of-way of the Illinois Central Railroad, 10.0 feet above datum.

Intersection of Sixty-second street, 9.5 feet above datum.

Intersection of Sixty-third street, 10.8 feet above datum.

At a line parallel with and 370 feet

north of the north line of Sixty-third street, 11.8 feet above datum.

Intersection of Sixty-fourth street (west), 8.5 feet above datum.

Intersection of Sixty-fourth street (east), 8.0 feet above datum.

Intersection of the northwesterly curb line of Minerva avenue with the west curb line of Woodlawn avenue, 8.5 feet above datum.

Intersection of the southeasterly curb line of Minerva avenue with the west curb line of Woodlawn avenue, 8.0 feet above datum.

Intersection of Sixty-fifth street, 7.5 feet above datum.

Intersection of Sixty-sixth street, 7.0 feet above datum.

At a line parallel with and 100 feet north of the north line of Sixty-seventh street, 7.0 feet above datum.

Intersection of Sixty-seventh street, 8.0 feet above datum.

The above heights, as fixed, shall be measured from the plane of low water in Lake Michigan of A. D. 1847, as established by the Trustees of the Illinois and Michigan Canal, and adopted by the late Board of Drainage Commissioners and by the late Board of Public Works of the City of Chicago, and now represented by the ordinance of July 11, A. D. 1898, relating to the corrected elevation of the Old Line Block bench mark, which determines the base or datum for city levels.

The said roadway of said Woodlawn avenue, between said points, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Woodlawn avenue, between said points (except the intersections of Sixty-first street and Sixty-third street with said Woodlawn avenue, and also except the rights-of-way of all steam railroads thereon between said points), shall be so graded that, after being thoroughly puddled, and rolled with a roller of ten

tons weight until the roadbed is thoroughly compacted, and after the pavement hereinafter described shall have been placed thereon, the surface of the pavement at the center of the finished roadway of said Woodlawn avenue, and the center of the finished roadways of all intersecting streets extended from the curb line to the street line produced on each side of said Woodlawn avenue, shall coincide with the established grade of said Woodlawn avenue, hereinbefore described, and the surface of the said finished roadway at the summit in the gutter between catch-basins and adjoining the roadway face of the curb shall be four inches below said established grade, and the surface of the finished roadway at the catch-basin inlets in the gutters adjoining the roadway face of the curb shall be ten inches below said established grade.

The slope of the gutters adjoining the roadway face of said curb shall be uniform from the summits to the catch-basins, and a transverse section of said finished roadway and said gutter flags shall be an arc of a circle passing through the said gutter grades and the grade of the center of said finished roadway at every part of said Woodlawn avenue, and at every part of all intersecting streets between said points.

The surface of the finished pavement in all intersecting alleys hereinbefore specified shall be four inches below the top of the curb on each side of said alley intersections, at the street line produced of said Woodlawn avenue, and shall slope thence at a uniform grade to its intersection with the gutter hereinbefore described.

Upon the roadbed thus prepared, between said points and between said gutter flags, shall be spread a layer of Portland cement concrete six inches in thickness. The cement to be used shall be so ground that ninety-two per cent will pass through a standard No. 100 sieve having 10,000 meshes per square inch.

Briquettes made from a mortar composed of one part cement and three parts torpedo sand, exposed to the air for one day, and immersed in water for six days, shall develop an ultimate tensile strength of 200 pounds per square inch.

One part cement, which will stand the above test and comply with the above requirements, and three parts of torpedo sand, shall be thoroughly mixed dry, and then made into a mortar with the least possible amount of water.

Seven parts of the best quality of limestone, or other stone which shall be equal in quality for concrete purposes, of a size that will pass through a ring of two inches internal diameter and be held on a ring of one-half inch internal diameter, all of which stone shall be thoroughly cleansed, free from all foreign substances and drenched with water, shall then be incorporated immediately with the mortar; each batch of concrete shall be thoroughly mixed and at once spread upon the surface of said roadbed, and thoroughly compacted by ramming until free mortar appears on the surface. The surface of said layer of concrete shall be parallel with and two inches below the top of the finished pavement.

As soon as the concrete is well tamped and before it has become set, there shall be scattered over the surface of the concrete a sufficient quantity of clean, broken stone, of such size as will pass one and one-half or two-inch openings on a rotary screen, to about half cover the surface of the concrete. This broken stone shall then be tamped so as to become well bedded into the surface of the concrete, leaving a rough surface to the foundation of the pavement.

On the rough surface of the concrete, prepared as aforesaid, shall be laid the Bithulitic Wearing Surface, made under the patents and processes owned by the Warren Brothers' Company, and commercially known and designated as Warren's Bithulitic Pavement, composed of carefully selected, sound, hard, crushed stone,

mixed with bitumen, and laid as herein-after specified. After heating the stone in a rotary mechanical dryer, to a temperature of about 250 degrees Fahrenheit, it shall be elevated and passed through a rotary screen, having six or more sections with varying-sized openings. The several sizes of stone thus separated by the screen sections shall pass into a bin containing six sections or compartments. From this bin the stone shall be drawn into a weigh box resting on a scale having seven beams. The stone from each bin shall be accurately weighed in the proportion which has been previously determined by laboratory tests to give the best results; that is, the most dense mixture of mineral aggregate, and one having inherent stability. From the weigh box each batch of mineral aggregate, composed of differing sizes accurately weighed as above, shall pass into a "twin pug" or other approved form of mixer. In this mixer shall be added a sufficient quantity of Warren's Puritan Brand Bituminous Water Proof Cement to thoroughly coat all the particles of stone and to fill all voids in the mixture. The bituminous cement shall, before mixing with the stone, be heated to between 200 degrees and 250 degrees Fahrenheit. The amount used in each batch shall be accurately weighed, and used in such proportion as has been previously determined by laboratory tests to give the best results and to fill the voids in the mineral aggregate. The mixing shall be continued until the combination is a uniform bituminous concrete. In this condition it shall be hauled to the street, and there spread on the prepared foundation to such a depth that, after thorough compression with a steam road roller, it shall have a thickness of two inches. The proportioning of the varying sizes of stone and bituminous cement shall be such that the compressed mixture shall, as closely as practicable, have the density of solid stone.

After rolling the wearing surface.

there shall be spread over it, while it is still warm, a thin coating of Warren's Quick Drying Bituminous Flush Coat Composition, by means of a suitable flush coat spreading machine, so designed as to spread quickly over the surface a uniform thickness of Flush Coat Composition. This spreading machine shall be provided with a flexible spreading band and an adjustable device for regulating to any desired amount the quantity and uniformity of Flush Coat Composition to be spread.

While the Flush Coat Composition is still warm, there shall be spread over it, in at least two coats, fine particles of hot crushed stone in sufficient quantity to completely cover the surface of the pavement.

These stone chips shall be spread by means of a suitable stone spreading machine, so designed as to provide a storage receptacle of at least five cubic feet capacity and to rapidly and uniformly cover the surface of the pavement with the desired quantity of stone. This spreading machine shall be provided with an adjustable attachment for regulating uniformly the quantity of stone spread at each operation. The hot stone chips shall be immediately and thoroughly rolled into the surface until it has become cool. The purposes of the Flush Coat Composition and the fine particles of hot crushed stone are not only to fill any unevenness in the surface, but also to make the surface water proof and gritty.

Each layer of the work shall be kept as free as possible from dirt, so that it will unite with the succeeding layer. If the fine crushed stone used does not provide the best proportions of fine-grained particles, such deficiency must be supplied by the use of not to exceed 15 per cent Portland cement, pulverized granite, or very fine sand.

All grades of the bituminous cement shall be free from water, petroleum oil, water gas or process tars, natural asphalt, soluble salts, and shall be specially

refined at low temperatures, preventing undue oxidization or injurious molecular disruption, and the process shall, as far as possible, remove all of the lighter oils, naphthalene and other crystalline matter, easily susceptible to atmospheric influences. The bituminous cement shall be unaffected by water. It shall contain a sufficient quantity of free carbon filler to give the best results, and, after fixing a standard purity, shall contain a uniform amount of carbon throughout the entire work.

Twenty new catch-basins shall be constructed and connected, and trapped with the sewer in Woodlawn avenue and located in the roadway of said Woodlawn avenue, at necessary points adjacent to the curb lines. Each of said catch-basins shall be seven feet two inches deep, measuring from the top of the brick work, and shall have an internal diameter of four feet at the bottom and to a plane five feet above and parallel therewith. The walls of said catch-basins shall be eight inches thick and shall be built of two courses of sewer brick laid edgewise in perpendicular courses, except as hereinafter provided, upon a floor of pine plank two inches in thickness. The top of each of said catch-basins shall decrease to two feet internal diameter, being drawn in by means of nine header courses, the diameter being decreased uniformly for each course.

Each of said catch-basins shall be connected with the sewer with vitrified tile pipe of nine inches internal diameter and shall be trapped with a half trap also of vitrified tile pipe of nine inches internal diameter. The connection with the sewer where said sewer is of brick shall be made in such a manner that the top of the nine-inch pipe shall be at the elevation of the center of said sewer, and the connection with the sewer where said sewer is of vitrified tile pipe shall be made by means of a fifteen inches by nine inches "Y" branch where said sewer is of fifteen inches internal diameter, and by means of a twelve inches by nine

inches "Y" branch where said sewer is of twelve inches internal diameter. The said trap of each of said catch-basins shall be set so that the elevation of the bottom of the inside of the same shall be three feet six inches above the floor of the catch-basin.

All brickwork and the joints of the vitrified tile pipe above referred to shall be laid in the best quality of natural hydraulic cement mortar, composed of one part natural hydraulic cement and two parts clean, sharp sand.

Each of said catch-basins shall be provided with a cast iron cover, with a projecting lip to receive the water from the gutters, each of which covers shall weigh four hundred and seventy pounds and shall be of the same size and pattern as those used in new work by the City of Chicago during the year 1902. Each of said cast-iron covers shall be set so that the top of the same shall coincide with the finished surface of the pavement hereinbefore described.

The nine-inch vitrified tile pipe specified above shall be straight, smooth and sound, thoroughly burned, well glazed, and free from lumps and other imperfections, and the standard of thickness shall be seven-eighths of an inch.

That the several manholes and catch-basins located along the line of said improvement shall be raised or lowered as may be necessary to make them conform to the finished roadway of said Woodlawn avenue, as above specified.

Said work to be done under the superintendence of the Board of Local Improvements of the said City of Chicago.

SECTION 2. That the recommendation of the Board of Local Improvements of the City of Chicago, providing for said improvement, together with the estimate of the cost thereof made by the Engineer of said Board, both hereto attached, be and the same are hereby approved.

SECTION 3. That said improvement shall be made and the whole cost thereof be paid for by special assessment in ac-

cordance with an Act of the General Assembly of the State of Illinois, entitled, "An Act Concerning Local Improvements," approved June 14, A. D. 1897, and the amendments thereto.

SECTION 4. That the aggregate amount herein ordered to be assessed against the property, and also the assessment on each lot and parcel of land therein assessed shall be divided into five installments in the manner provided by the statute in such cases made and provided, and each of said installments shall bear interest at the rate of five per centum per annum according to law until paid.

SECTION 5. And for the purpose of anticipating the collection of the installments of said assessments for said improvement, bonds shall be issued payable out of said installments bearing interest at the rate of five per centum per annum, payable annually, and signed by the Mayor and by the President of the Board of Local Improvements, countersigned by the City Comptroller and attested by the City Clerk under the corporate seal of the City of Chicago. Said bonds shall be issued in accordance with and shall in all respects conform to the provisions of the Act of the General Assembly of the State of Illinois, entitled, "An Act Concerning Local Improvements," approved June 14, A. D. 1897, and the amendments thereto.

SECTION 6. That the Attorney of said Board be and he is hereby directed to file a petition in the County Court of Cook County, Illinois, in the name of the City of Chicago, praying that steps may be taken to levy a special assessment for said improvement in accordance with the provisions of this ordinance and in the manner prescribed by law.

SECTION 7. That all ordinances or parts of ordinances conflicting with this ordinance be and the same are hereby repealed.

SECTION 8. This ordinance shall be in force from and after its passage.

The Clerk, on motion of Ald. Bihl, pre-

sent the report of the Committee on Streets and Alleys, South Division, on an ordinance permitting Marshall Field & Co. to construct a bridge across Holden place, deferred and published January 15, 1906, page 2165.

Ald. Eidmann moved to amend the ordinance as regards compensation by striking out the figures "\$3,500," in Section 3, and inserting in lieu thereof the figures "\$4,400."

Ald. Snow moved to lay the amendment on the table.

The motion to lay on the table prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter—58.

*Nays*—Eidmann, Race—2.

Ald. Bihl moved the passage of the ordinance.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl,

Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be, and the same are hereby granted to Marshall Field & Company, its successors and assigns, to construct, maintain and use a bridge or covered passageway across Holden Place, connecting the building on Lot four (4) in Block thirteen (13) Fort Dearborn addition to Chicago, with the building on Lot thirteen (13) in said block; said bridge or covered passageway shall be constructed of incombustible material, and located in accordance with the plat hereto attached, which is made a part hereof, and to which express reference is hereby had, a copy of which said plat and also plans and specifications for the construction thereof, which shall first be approved by the Commissioner of Public Works and the Fire Marshal, shall at all times be kept on file in the office of the Commissioner of Public Works. The lowest portion of said bridge or covered passageway shall not be less than eighteen (18) feet above the grade of Holden place over which said bridge or covered passageway shall cross, and said bridge or covered passageway shall not exceed one hundred sixty-nine feet in height, nor twenty feet in width, nor comprise more than eleven stories. Said bridge or covered passageway shall be constructed and maintained under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and no permit shall be issued allowing any work to be done in and about the construction of said bridge or covered passageway until plans and specifications shall first have been submitted to and approved by the said Commissioner of Public Works and Fire Marshal.

SECTION 2. The permission and au-



thority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto at the discretion of the Mayor.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said Marshall Field & Company, its successors or assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed or until such time as said bridge or covered passageway is removed, the sum of thirty-five hundred (\$3,500) dollars per year, payable in quarter annual installments, in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter, and it is expressly understood and agreed that if any default is made in the payment of any installment of said compensation, the privileges hereby granted shall at once terminate.

SECTION 4. At the termination of the privileges hereby granted, by lapse of time or otherwise, said grantee, its successors or assigns, shall remove said bridge or covered passageway at its or their own expense, and without any cost or expense of any kind whatsoever to the City of Chicago; provided that in the event of a failure, neglect or refusal on the part of said grantee, its successors or assigns to remove said bridge or covered passageway, the City of Chicago may proceed to remove same and charge the expense thereof to said grantee, its successors or assigns.

SECTION 5. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all lia-

bility, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform, all and singular, the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided the said grantee files its written acceptance of this ordinance, together with the bond hereinabove provided for within thirty (30) days.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating part of alley in Block 7, Simons' subdivision, and dedicating part of Lot 36, in Block 7, deferred and published January 15, 1906, page 2166.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson,

Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

AN ORDINANCE

Vacating a portion of the alley running north and south in Block seven (7), of Simon's Subdivision of the southeast quarter ( $\frac{1}{4}$ ) of Section thirty-five (35), Township forty (40) North, Range thirteen (13), East of the Third Principal Meridian in Cook County, Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of the alley running north and south in Block seven (7), of Simon's Subdivision of the southeast quarter ( $\frac{1}{4}$ ) of Section thirty-five (35), Township forty (40) North, Range thirteen (13), East of the Third Principal Meridian, as shown on the attached plat which is hereby made a part of this ordinance, being the south 84 feet of said alley, be and the same is hereby vacated, inasmuch as it is no longer required by the general public for use as an alley and public interest will be subserved by its vacation.

SECTION 2. The vacation provided for in Section 1 hereof is made upon the express condition that the north 16 feet of Lot thirty-six (36), in said Block seven (7), as shown on the said plat, be dedicated by the owners thereof to the City of Chicago for a public alley without cost to the said city; and also that the said owners of said property shall, within thirty days after the passage of this ordinance, file in the office of the Recorder of Deeds of Cook County, a plat showing such vacation and the dedication of the new alley herein provided for.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and approval, subject to the conditions provided for in Section 2 hereof.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on an order for permit for Scharbeck Lumber Company to erect a lumber shed, deferred and published January 8, 1906, page 2082.

Ald. Harkin moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered,* That the Commissioner of Buildings be and he is hereby directed to issue a permit to the Scharbeck Lumber Company to build a lumber shed on east side of Erie avenue, between 87th and 88th streets as per plans on file in office of the Building Commissioner, the street side of said building to be covered with corrugated iron and roof covered with incombustible material.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on an order permitting Joseph Rosener to build porch in rear of 2931 Parnell avenue; order permitting the New Kentucky Coal Company to construct coal sheds, deferred and published January 8, 1906, page 2082.

Ald. Harkin moved to concur in the report and pass the orders therewith.

The motion prevailed.

The following are the orders as passed:

*Ordered,* That the Commissioner of Buildings be and he is hereby directed to issue permit to Joseph Rosener, 2931 Parnell avenue to build porch in rear, not over 10 feet deep, same to be enclosed.

*Ordered,* That the Building Commissioner be and hereby is directed to issue to The New Kentucky Coal Company, building permit to construct and maintain coal sheds at 61st street and Illinois Central Railroad, 12x40x20, and 30x44x20.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on an order to

E. J. Feindt, permitting him to erect frame barn in rear of 6722 Indiana avenue, deferred and published January 15, 1906, page 2174.

Ald. Harkin moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of Buildings be and he is hereby directed to issue to E. J. Feindt, of 6723 Michigan avenue, permit to erect a frame barn 23x 18 feet on the rear of the lot known as 6722 Indiana avenue.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on a petition to extend fire limits, deferred and published January 15, 1906, page 2175.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Rihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 686 of Article 20 of Chapter 15 of the Revised Code of Chicago, passed March 20, 1905, be and

the same is hereby amended so as to read as follows:

The fire limits of the City of Chicago shall be and are hereby defined as follows: All that part of the City of Chicago bounded by the following limits: Commencing at the intersection of the shore of Lake Michigan and a line one hundred and fifty feet north of the center line of Belmont avenue, thence west on said first-mentioned line to the center line of North Halsted street, thence south along said center line of North Halsted street to the center line of Fullerton avenue, thence west along said center line of Fullerton avenue to the center of the North Branch of the Chicago River, thence northwesterly along the center of said North Branch of the River to the center line of Belmont avenue, thence west along said center line of Belmont avenue to the center line of Kedzie avenue, thence south along said center line of Kedzie avenue to the center line of West North avenue, thence west along said center line of West North avenue to the center line of North Fortieth avenue, thence south along said center line of North Fortieth avenue to the center line of the first alley north of Park avenue, thence west along the center line of said alley to the center line of South Forty-sixth avenue, thence south along said center line of South Forty-sixth avenue to the center line of West Madison street, thence west along the center line of West Madison street to the center line of South Forty-eighth avenue, thence north along said center line of South Forty-eighth avenue to the center line of Kinzie street, thence west along said center line of Kinzie street to the center line of South Fifty-second avenue, thence south along said center line of South Fifty-second avenue to the center line of West Madison street, thence east along said center line of West Madison street to the center line of South Fiftieth avenue, thence south along said

center line of South Fiftieth avenue to the north line of the present right-of-way of the Chicago & Great Western Railroad Company, thence east along the said north line of said right-of-way to the center line of South Forty-eighth avenue, thence south along the said center line of South Forty-eighth avenue to the center line of West Twelfth street, thence east along said center line of West Twelfth street to the center line of South Forty-sixth avenue, thence south along said center line of South Forty-sixth avenue to the center line of West Twenty-second street, thence east along said center line of West Twenty-second street to the center line of South Fortieth avenue, thence south along said center line of South Fortieth avenue to the center line of the Illinois and Michigan Canal, thence northeasterly along the center line of said canal to the center line of South Western avenue, thence south along said center line of South Western avenue to the center line of West Thirty-ninth street, thence east along said center line of West Thirty-ninth street to the center line of State street, thence south along said center line of State street to the north line of West Forty-seventh street, thence west along said north line of West Forty-seventh street to a line seventy-five feet west of the west line of South Halsted street, thence south along said line seventy-five feet west of the west line of South Halsted street to a line seventy-five feet north of the north line of West Sixty-third street, thence west along said line seventy-five feet north of the north line of West Sixty-third street to the center line of South Ashland avenue, thence south along the center line of South Ashland avenue to the center line of West Sixty-third street, thence east along said center line of West Sixty-third street to the center line of State street, thence south along said center line of State street to the center line of East Seventy-fifth street, thence east

along said center line of East Seventy-fifth street to the shore of Lake Michigan, thence northerly and northwesterly along the shore of Lake Michigan to the place of beginning.

Also commencing at a point in the center of Manistee avenue, where it intersects the right-of-way of the main line of the Lake Shore & Michigan Southern Railroad; thence northeasterly and north along the center line of Manistee avenue to the center line of Eighty-ninth street, thence east along the center line of Eighty-ninth street to the center line of Mackinaw avenue, thence south along the center line of Mackinaw avenue to the center line of Harbor avenue, thence southwesterly along the center line of Harbor avenue and Harbor avenue extended to the northeasterly line of said Lake Shore & Michigan Southern Railroad, thence northwesterly along the northeasterly line of said right-of-way to the place of beginning.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and publication.

The Clerk, on motion of Ald. Snow, presented the report of the Committee on Compensation on an ordinance granting permission to the Pennsylvania Company to construct a fixed canopy at its passenger station, Canal and Jackson streets, for the benefit of the United States Postal Sub-Station, deferred and published January 15, 1906, page 2176.

Ald. Snow moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kun-Nowicki, Dever, Sitts, Conlon, Ry

Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bibl, Hunt, Ruxton, Kohout, Hunter, Race—64.

Nays—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting permission to the Pennsylvania Company to construct a fixed canopy at its passenger station, Canal and Jackson streets, for the benefit of the United States Postal Sub-Station.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Pennsylvania Company be and it is hereby granted authority to construct, maintain and use a fixed canopy or awning, constructed of corrugated iron roof and iron or steel uprights, over that portion of its passenger station, on the east side of Canal street, south of Adams street, attached to that portion of said station occupied by the United States Government, for a Postal Sub-Station, between the two canopies now constructed, a distance of eighty-four (84) feet north and south.

The lowest portion of said canopy over Adams street shall not be less than eleven and one-half ( $11\frac{1}{2}$ ) feet above the surface of the sidewalk; said canopy shall not extend more than sixteen (16) feet from the face of said wall, and shall not exceed eighty-four (84) feet in length.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of the same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, copy of which plans and

specifications shall at all times be kept on file in the office of the Commissioner of Public Works, and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the said Commissioner of Public Works and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantees shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago; provided that in the event of the failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove the same, and charge the expense thereof to the said grantee, its successors or assigns.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said grantee, its successors or assigns, shall pay to the City of Chicago so long as the privileges herein authorized are enjoyed, the sum of fifty (\$50) dollars per year, payable annually in advance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. And it is expressly understood and agreed that if default is made in the payment of said compensation, that the privileges hereby granted shall at once terminate.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall first have been issued by the Commissioner of Public Works authorizing said work to proceed, and no permit shall issue until the first annual

payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the sum of ten thousand (\$10,000) dollars, to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense, or liability of any kind whatsoever, which may be suffered by it, the said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessee, successors or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the

conditions and provisions of this ordinance.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided, that the said grantee files a written acceptance of this ordinance, together with the bond herein provided for, within thirty days.

ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned, to meet on Monday, January 29, 1906, at 7:30 o'clock P. M.



CITY CLERK.



# PROCEEDINGS

## OF THE

# CITY COUNCIL

## CHICAGO. ILLINOIS

Regular Meeting, Monday, January 29, 1906

7:30 O'CLOCK P. M.

### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Tuesday, January 30, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

*Absent*—Ald. Snow, Brennan, McCormick (21st ward), Schmidt (24th ward), Lipps, and Carey.

### MINUTES.

Ald. Foreman moved that the minutes of the regular meeting, held January 22, 1906, be approved without being read.

The motion prevailed.

**Communications from the Mayor, Comptroller, Commissioner of Public Works and all Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE, }

CITY OF CHICAGO, Jan. 29, 1906. }

*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law



I hereby report to your honorable body the names of persons imprisoned for violation of city ordinances who have been released by me during the week ending Jan. 27, 1906, together with the cause of such release:

John A. Martin, released for wife and \$25.00 cash paid at the House of Correction.

Patrick Finucan, released for W. L. Breen.

Ernest Fick, released for Ald. Kupz.

Thomas McEllicott, released for sister.

Mrs. K. Maxwell, released for L. H. Gallagher.

Fred Jones, released for A. B. Perrigo.

Frank Ward, released for mother.

Robert King, released for Ald. O'Connell.

Louis Schultz, released for mother and \$50.00 cash paid to City Comptroller.

Martin Weir, released for brother.

Joseph Butler, released for Warden, Joliet Penitentiary.

Joseph Holland, released for brother.

James Gormley, released for wife.

M. J. Dempsey, released for Ed. Carroll.

Geo. Ree, released for daughter.

Mary Lynch, released for John Lynch (son).

John Roverly, released for Ald. Harkin.

Miss Maud Keefer and Miss Lucille Costello, released for Life Boat Home.

John Gresser, released for Detention Hospital.

Chas. Cassidy, released for Ald. Dailey  
Which was placed on file.

ALSO,

The following communication:

MAYOR'S OFFICE, }  
January 29, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint Frank J. Fowler as Bailiff of the Ninth

District Police Court, vice Thomas O'Connor, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Werno moved to concur in the appointment.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 29, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2274 of the current Council Proceedings, directing the Commissioner of Public Works to notify the corporation or corporations owning or managing that part of the elevated structure known as the Union Loop to at once remove from the stations the turn-stiles. This order was evidently passed on the ground that these turn-stiles were causing the public inconvenience and annoyance. The attorneys for the corporations managing the Union Loop have waited upon me during the past week and have assured me that they are willing to remedy any inconvenience that may be occasioned to the public by reason of the turn-stiles being too narrow and change them in any way that may be approved by the Commissioner of Public Works. I have conferred with Mr. A. B. DuPont and others with reference to the question as to whether or not the use of turn-stiles on elevated roads is in itself a nuisance and ought to be abolished, and have been assured by them that it is a necessary and usual adjunct to such service and if properly built, they ought not to be ordered removed.

I respectfully recommend that the vote by which said order was passed be reconsidered and that it be referred to the

Committee on Local Transportation for further consideration.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Hunter moved that the order be referred to the Committee on Local Transportation.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 29, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body and published at pages 2260 and 2261 of the current printed Council Proceedings, directing the Commissioner of Buildings to stay all legal proceedings for building violations in the Sixteenth ward until such time as the Committee on Building Department makes its report to the City Council, for the reason that I do not believe that the head of any of the city departments should be directed to stay the enforcement of any of the city ordinances.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Kunz moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Kuntz moved that the order be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost by yeas and nays as follows:

Yeas—Fick, Kunz, Nowicki, Sullivan—4.

Nays—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Bennett, Jones, Moynihan, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—59.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
January 29, 1906. }

*To the Honorable the City Council of the City of Chicago:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2261 of the current printed Council Proceedings, directing the Commissioner of Buildings to issue a permit to Hirsch Brothers to construct and maintain a wire sign on the top of the building at No. 46 North Green street, for the reason that matters of this character should be referred to the Committee on Building Department for investigation. I, therefore, recommend that the vote by which the said order was passed be reconsidered and that the order be referred to the Committee on Building Department.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Harkin moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Harkin moved that the order be referred to the Committee on Building Department.

The motion prevailed.

ALSO,

The following communication:

MAYOR'S OFFICE,  
January 29, 1906.

*To the Honorable the City Council of the City of Chicago:*

GENTLEMEN—I transmit herewith a communication from the City Electrician in regard to poles and wires of the Western Union Telegraph Company in certain of the city streets, to which is attached a proposed order.

I have conferred with the Law Department in regard to the subject matter of the above mentioned letter and am advised that the city, under its police powers, so long as it acts reasonably and not arbitrarily or capriciously, may at any time direct that all the poles and wires in a certain street or certain streets may be removed, and the said wires ordered placed under ground. I therefore recommend the passage of the attached order.

Respectfully,

E. F. DUNNE,  
*Mayor.*

DEPARTMENT OF ELECTRICITY, }  
CHICAGO, ILL., January 29, 1906. }

*Hon. E. F. Dunn, Mayor:*

DEAR SIR—The Western Union Telegraph Company are maintaining poles and wires on certain streets which have been improved, as follows:

On Lincoln avenue, from Center street to Fullerton avenue.

On State street, from 12th street to 29th street.

The city, the Chicago Telephone Company and the Commonwealth Electric Company removed their wires from these streets over a year ago, but the Telegraph Company has not removed its wires and poles up to date.

They are also maintaining a line of poles and wires on: Canal street, from Randolph to Lake streets; Jefferson street, from Lake street to Van Buren street; Van Buren street, from Jefferson street to Desplaines, and on Desplaines street, from Van Buren to 12th street.

These poles are in an unsightly condition and the wires and poles are dangerous. The company has been requested to remove them several times during the last three or four years, and they have agreed to do so, but from some cause or other keep putting it off. I am informed by Mr. A. McClay Hoyne, of the Corporation Counsel's office that if the City Council passed an order directing the City Electrician to remove these poles and wires that they can be removed legally. I attach hereto a form of an order which, if you approve I would like to have you request the City Council to pass.

Respectfully submitted,

WM. CARROLL,

*City Electrician.*

*Ordered,* That the City Electrician be and he is hereby directed to remove the telegraph and telephone wires and poles from the following streets: State street, between 12th street and 29th street; Canal street between Randolph street and Lake street; Jefferson street, between Lake street and Van Buren street; Van Buren street, between Jefferson street and Desplaines street; Desplaines street, between Van Buren street and 12th street; Lincoln avenue, between Center street and Fullerton avenue. The work of removing said poles and wires to be completed on or before March 1, 1906.

Which was referred to the Committee on Gas, Oil and Electric Light.

The City Clerk submitted the following communication:

CITY CLERK'S OFFICE, }  
January 29, 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with the

provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinances, which have been filed in this office since your last preceding meeting:

Acceptance of Monarch Refrigerating Company, under ordinance of January 15, 1906.

Yours respectfully,

A. C. ANSON,

*City Clerk.*

Which was placed on file.

ALSO, -

The following communication:

January 29, 1906.

*Mr. A. C. Anson, City Clerk, City of Chicago:*

DEAR SIR—Please accept my profound thanks for the memorandum sent to me offering condolence in my bereavement by the death of my husband. I can assure you that same is very much appreciated by me.

Very respectfully,

MRS. J. J. MCCARTHY,

Which was placed on file.

ALSO,

The following communication:

January 29, 1906.

*To the Honorable the Mayor and the Common Council of the City of Chicago:*

GENTLEMEN—In behalf of the Chicago Central Sub-Railroad Company, a corporation chartered under the laws of the State of Illinois, I beg to submit for your earnest consideration the draft of an ordinance entitled: "An ordinance to empower the Chicago Central Sub-Railroad Company to Construct, Maintain and Operate a Sub-Railroad in the City of Chicago."

We believe that if the accompanying ordinance should meet with the approval of the authorities of this city, it would result in a solution of the important questions involved in the traction situa-

tion which is now and has for several years absorbed public attention, and which has placed this municipality on the defensive, when it should be and of right is entitled to be the most aggressive and, therefore, the most enterprising city in the Western Hemisphere.

We request that the ordinance be read by title and referred to the proper committee.

Very respectfully submitted,

CHICAGO CENTRAL SUB-RAILROAD CO.,

Per MARCUS POLLASKY,

*President.*

Ald. Foreman moved that the communication, together with the ordinance accompanying same, be referred to the Committee on Local Transportation.

The motion prevailed.

ALSO,

A petition of voters of the former Village of Hyde Park to submit at the next annual municipal election the question to the voters of such territory, whether or not the ordinance entitled "Dram Shops," passed and approved by the Board of Trustees of the Village of Hyde Park, March 28, 1887, and all ordinances amendatory thereof; also "Ordinance Governing the Issuance of Saloon Licenses," passed and approved April 4, 1889, by the Village Board of Hyde Park shall be continued in force in said territory hereinabove described.

Which was referred to the Committee on License.

ALSO,

The official bond of Frank Heppelman as bridge tender at Archer Avenue Bridge, in the penal sum of \$5,000, with James R. Reid and James T. Bransfield as sureties.

Ald. McCormick (5th ward) moved the approval of the bond.

The motion prevailed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey,

McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

Nays—None.

ALSO,

The following communication:

January 29, 1906.

*To the Honorable, the Mayor, and City Council:*

GENTLEMEN—On November 5, 1905, I was elected as a Trustee of the Sanitary District of Chicago. As my term of office as Alderman of the Thirty-second Ward does not expire until April, 1907, and it being my desire not to hold two public offices, I beg herewith to resign as Alderman, said resignation to take effect on February 23, 1906, in order that my successor may be elected at the coming spring election.

Very respectfully,

H. F. EIDMANN,

*Alderman Thirty-second Ward.*

Ald. Bennett moved that the resignation be accepted.

The motion prevailed.

The City Comptroller submitted the Departmental and Comptroller's estimates for the year 1906.

Which were referred to the Committee on Finance.

The Commissioner of Public Works submitted the following communication:

DEPARTMENT OF PUBLIC WORKS, }  
CHICAGO, January 29, 1906. }

*To the Mayor and City Council of the City of Chicago:*

I deem it necessary and advisable to

lay water mains in various streets, and respectfully ask the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized to lay water mains in the following streets:

On Thirty-eighth street, from 410 feet east of Center avenue to Morgan street; size, 12-inch; probable cost, including hydrants and basins, \$2,000; for fire protection.

Respectfully,

JOSEPH M. PATTERSON,

*Commissioner of Public Works.*

By WM. L. O'CONNELL,

*Deputy Commissioner.*

Ald. Martin moved that the matter be referred to the Committee on Water Department.

The motion prevailed.

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

## FIRST WARD.

Ald. Coughlin presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Lyon Bros. to hang a V-shaped sign six feet high by four feet wide from the fifth floor, situate No. 254 East Monroe street.

Said V-shaped sign shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time, in his discretion.

Which was, on motion, duly passed.

Ald. Coughlin presented an order to

permit Gustav Wilke to remodel building at 175 Monroe street, which was

Referred to the Committee on Building Department.

Ald. Kenna presented an order in favor of the Chicago Athletic Association to put in wooden sash and ordinary glass in window openings looking on alleys, etc., which was

Referred to the Committee on Building Department.

### SECOND WARD.

Ald. Harding presented an order for a permit to erect a shed at 2241 Prairie avenue, which was

Referred to the Committee on Building Department.

Ald. Harding presented an order for paving with asphalt the alley between Twenty-second and Twenty-third streets, from Prairie to Calumet avenues, which was

Referred to the Board of Local Improvements.

### THIRD WARD.

Ald. Pringle presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to cause electric arc street light to be placed at the alley on the south side of Thirty-fifth street, between La Salle street and Wentworth avenue.

Which was, on motion, duly passed.

Ald. Foreman presented the following order:

*Ordered*, That the Finance Committee consider the annexed amendments relating to the assessing of water rates:

2402. (Exemptions—Charitable, Religious, and Educational Institutions.) The Commissioner of Public Works shall remit and cancel all water rates and charges heretofore levied and assessed or

which may hereafter be levied and assessed against such property of any charitable, religious, or educational institution in the city as is used in the immediate conduct and carrying on of the charitable, religious, or educational purposes of such institutions, and which is not "intended and designed to be" used for gain or profit, or rented, conducted, maintained or operated for the purpose of producing revenue for such institution.

The Commissioner of Public Works may require every application for remission or cancellation of such water rates and charges against any such institution to be verified by the affidavit of two or more taxpayers of the city.

Nothing herein contained shall be held to exempt from water rates and charges any building, structure or premises or any part thereof occupied by any military organization; nor shall anything herein contained be held to exempt the Cook County Hospital or any other institution, building, structure, or premises owned or occupied by the County of Cook.

Which was referred to the Committee on Finance.

Ald. Foreman presented the following order:

*Ordered*, That the Finance Committee include in the next appropriation bill an item of \$3,500 salary to be paid the Chairman of the Finance Committee for the next Council year.

Which was referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alleys in the block bounded by Thirty-fifth street, Thirty-seventh street, Indiana avenue and Prairie avenue. (Deferred January 22, 1906.)

By unanimous consent, on motion of Ald. Foreman, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt the present roadway of Thirty-seventh street, from Ellis avenue to Lake avenue.

By unanimous consent, on motion of Ald. Pringle, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### FOURTH WARD.

Ald. Dailey presented an ordinance mending Section 780 of the Revised Mu-

nicipal Code of 1905 in re. licensing drug stores, which was

Referred to the Committee on License.

Ald. Dailey presented an ordinance providing for the licensing, regulation and inspection of cold storage warehouses, which was

Referred to the Committee on Judiciary.

Ald. Dailey presented an ordinance in favor of Geist Bros. for a switch track between Thirty-first and Thirty-second streets, which was

Referred to the Committee on Track Elevation.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Emerald avenue, from Archer avenue to Thirty-ninth street.

By unanimous consent, on motion of Ald. Richert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### FIFTH WARD.

Ald. McCormick presented the claims of M. Bonfield, 968 Thirty-first street, and Henry Everett, 891 Thirty-fifth place, for rebate of water tax, which were

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with slag macadam South Hoyne avenue, from Archer avenue to Thirty-seventh street.

By unanimous consent, on motion of Ald. Martin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### SIXTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for grading and macadamizing the present roadway of Forty-second place from Cottage Grove avenue to Dréxel boulevard.

By unanimous consent, on motion of Ald. Potter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler,

Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt Forty-fifth street from State street to Grand boulevard.

By unanimous consent, on motion of Ald. Young, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

#### SEVENTH WARD.

Ald. Bennett presented the following order:

*Ordered*, That the Board of Local Improvements be and it is hereby authorized to employ such additional help as may be necessary for the preparation of the rolls for special assessments in such new sewer systems as are now being prepared, to the end that such rolls shall be presented to the County Court at as early a date as possible and the Comptroller is authorized to make such disbursements as are made necessary by this order, all pending the passage of the appropriation bill for 1906.

Which was, on motion, duly passed.



Ald. Bennett presented the following order:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to purchase property located on One Hundred and Fourth and One Hundred and Fifth streets, just east of the C. & W. I. Railroad, same to be used in connection with the water pumping station of West Pullman or Fernwood, and further known as Lots 14 to 17, inclusive, in Block 7, Fernwood Addition to Pullman, Section 16, 37, 14, being 116 feet on One Hundred and Fourth street by 125 feet deep, at a sum not to exceed Nine Hundred Dollars (\$900.00); also Lots 1 to 5 (except the west 25 feet of Lot 5) of Sub-Block 8, Fernwood addition to Pullman, being 116 feet on One Hundred and Fourth street, 125 feet deep, at a sum not to exceed Nine Hundred Dollars (\$900.00); also Lots 47 and 48, Huntington's Subdivision of south one-half of Lot 15, School Trustees' Sub, Section 16, 37, 14, being 50 feet frontage on One Hundred and Fifth street by 132 feet deep, at a sum not to exceed Three Hundred Sixty Dollars (\$360.00).

This action is taken in accordance with the recommendation of the City Engineer and City Real Estate Agent attached hereto.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

Ald. Bennett presented the following ordinance:

*Be it Ordained by the City Council of the City of Chicago:*

SECTION 1. That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of the Edgewater Coal Company in the sum of \$2,770.66, same being reserve retained on contracts dated March 17, 1905, for the furnishing of coal to the city pumping stations at Lake View, and the Comptroller is ordered to pay the same from the money reserved by the city under said contracts, providing that the said voucher shall not be issued, nor payment made thereon, until the sureties on the bonds of said Edgewater Coal Company, given to insure the performance of said contract, shall have given their consent to such payments, or until new bonds have been furnished.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

Ald. Bennett presented the following ordinance:

*Be it Ordained by the City Council of the City of Chicago:*

SECTION 1. That the Commissioner of Public Works be and he is hereby author-

ized and directed to issue a voucher in favor of the Dearborn Coal Company in the sum of \$11,902.32, same being reserve retained on contracts dated March 17, 1905, for the furnishing of coal to the city pumping stations at Sixty-eighth street and Fourteenth street, and the Comptroller is ordered to pay the same from the money reserved by the city under said contracts, providing that the said voucher shall not be issued, nor payment made thereon, until the sureties on the bonds of said Dearborn Coal Company, given to insure the performance of said contracts, shall have given their consent to such payments, or until new bonds have been furnished.

**SECTION 2.** This ordinance shall be in force and effect from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Bade-noch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

**Nays**—None.

Ald. Bennett presented the claim of L. Schoenfeldt for rebate of water tax, which was

Referred to the Committee on Finance.

Ald. Bennett presented the claim of Standard Paving Company for refund for laying water pipe, which was

Referred to the Committee on Finance.

## **EIGHTH WARD.**

Ald. Jones presented the petition of

James J. Kelly for payment of a special assessment voucher, which was

Referred to the Committee on Finance.

Ald. Jones presented the claim of Charles F. W. Fahlbusch for refund of fine, which was

Referred to the Committee on Finance.

Ald. Jones presented an order directing the Committee on Judiciary to prepare and submit to the Council an ordinance licensing architects, which was

Referred to the Committee on Judiciary.

Ald. Jones presented an order directing the Commissioner of Buildings to issue a permit to Lamson Bros. for one-story addition to building at 9133 Commercial avenue, which was

Referred to the Committee on Building Department.

Ald. Jones presented an order directing the Commissioner of Buildings to issue a permit to Dr. Swan to erect additional story on building at 9139 Commercial avenue, which was

Referred to the Committee on Building Department.

## **NINTH WARD.**

Ald. Fick presented the claim of T. J. O'Mara for salary, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, grading and paving with granite blocks West Eighteenth street from South Halsted street to 19 feet east of South Sangamon street.

By unanimous consent, on motion of Ald. Fick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick,

Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### TENTH WARD.

Ald. Scully presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to have the alleys in the Tenth Ward put in good condition as soon as possible, and that the crushed stone necessary to make such repairs be furnished by the House of Correction.

Which was, on motion, duly passed.

Ald. Scully presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to report to the City Council the reason for his failure to remove the obstructions on the streets, alleys and public places in the Tenth Ward as ordered by the City Council January 2 1906, which order is in accordance with the general ordinances of the City of Chicago.

Which was, on motion, duly passed.

Ald. Scully presented the following order:

*Ordered*, That the Corporation Counsel be and he is hereby directed to furnish an opinion as to whether the City Council has the power to provide by ordinance that all persons engaged in the business of soliciting insurance on commission shall be compelled to take out a license to engage in such business.

Which was, on motion, duly passed.

Ald. Scully presented an order for pav-

ing with asphalt Loomis street, from Taylor to West Twenty-first street, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Frank street from Blue Island avenue to Waller street.

By unanimous consent, on motion of Ald. Hurt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with granite blocks Loomis street from West Twenty-first street to West Twenty-second street.

By unanimous consent, on motion of Ald. Scully, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty,

Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### ELEVENTH WARD.

Ald. Cullerton presented the following resolution:

**WHEREAS**, The Council, recognizing the necessity for increased revenue to provide police protection for the city, is seeking means of fairly and legally raising such revenue; and

**WHEREAS**, Section 62, Article V, of the Powers of the City Council recites certain industries and interests subject to special taxation; and

**WHEREAS**, It is believed that such industries and interests are inadequately taxed as to amount and that a large proportion of them have, by some means, escaped such taxation wholly; therefore,

*Resolved*, That this matter be referred to the License Committee for the purpose of inquiring into this question with instructions to report at an early day the facts in relation thereto.

Which was on motion duly adopted.

Ald. Cullerton presented the following order:

*Ordered*, That the Commissioner of Public Works be, and he is hereby authorized and directed, to enter into an agreement with the Chicago Burlington & Quincy Railroad Company for the construction of additional railroad tracks across the city's property at the Ashland Avenue Pumping Station, in the following form:

THIS AGREEMENT, made this..... day of January, 1906, between the CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY, party of the first part, and the CITY OF CHICAGO, party of the second part,

*Witnesseth*: That, Whereas, The City of Chicago is the owner of Lots one, two, three, four, five, six, seven and forty-one of Block ten, S. J. Walker's Dock Addition to Chicago.

And whereas, the City of Chicago has erected thereon a pumping station in connection with its water service.

And whereas, it is desirous of having said railroad company locate and operate two side tracks thereon for the purpose of the economical handling of coal and other material consigned to said pumping station.

Now therefore, in consideration of the premises and the mutual promises and agreements hereinafter set forth, it is agreed as follows:

First. The City of Chicago herewith grants to the Chicago, Burlington & Quincy Railroad Company, its successors and assigns, the right to construct, and for the term of twenty years to maintain and operate two side tracks over and across the above described property, as follows:

The first track commencing at a point in the north line of said Lot one, about twenty-five feet southwesterly from the northeast corner of said Lot one, measured at right angles thereto; thence south across said Lots one, two, three, four, five, six and seven, parallel to the east line of said lots.

The second track commencing at a point on the north line of Lot one, about thirty feet northeasterly from the northwest corner of said Lots one, two and forty-one near the dividing line between Lots two and forty-one to a point on the north line of Lot three, twelve feet east of the northwest corner of said Lot three, the west line of Lot three being the easterly dock line of Canal "A"; thence south across said Lots three, four, five, six and seven parallel to the west line of said lots.

The location of the above described tracks is shown on the plat hereto attached, marked in yellow, said plat be-

ing thereby made a part of this agreement.

Second. The Chicago, Burlington & Quincy Railroad Company agrees to construct, maintain and operate said side tracks and to deliver thereon at all reasonable times coal and other material consigned to the West Side Pumping Station and pipe yards and repair shops of the said City of Chicago.

Third. Said City of Chicago shall have the right to place in said track, at a point therein to be selected by it, that is convenient to its said pumping station, a track scale, and when said scale is placed there, said Chicago, Burlington & Quincy Railroad Company shall place upon said scale all cars, both loaded and empty, consigned to said city at said pumping station, and remove said cars at all reasonable times.

*In Witness Whereof*, The parties hereto have caused this agreement to be executed this.....day of January, 1906.

CITY OF CHICAGO,

By.....

*Its Commissioner of Public Works.*

CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY,

By.....

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## TWELFTH WARD.

Ald. Zimmer presented the claim of John and Frank Fucik for refund of special assessment, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt South Troy street from West Nineteenth street to West Twenty-first street.

By unanimous consent, on motion of Ald. Uhler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## THIRTEENTH WARD.

Ald. Considine presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Charles Weiss to erect barber pole in front of premises known as No. 1062 West Madison street. Said barber pole shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time, in his discretion.

Which was, on motion, duly passed.

The Board of Local Improvements sub-

mitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt South Mozart street from Jackson boulevard to West Van Buren street.

By unanimous consent, on motion of Ald. Considine, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kobout, Hunter, Race—64.

*Nays*—None.

#### FOURTEENTH WARD.

Ald. Maypole presented an ordinance giving permission to David H. Fritts to erect a switch track connecting with the Chicago & Northwestern Railway Company and crossing the intersection of Kinzie street and Smart street, etc., which was

Referred to the Committee on Streets and Alleys, West Division.

#### SIXTEENTH WARD.

Ald. Nowicki presented an order directing the Corporation Counsel to draw an ordinance for a switch track for Stenson Brewing Company, which was

Referred to the Committee on Streets and Alleys, West Division.

#### SEVENTEENTH WARD.

Ald. Dever presented the claim of Her-

man Juhnke for rebate of water tax, which was

Referred to the Committee on Finance.

#### EIGHTEENTH WARD.

Ald. Conlon presented an ordinance vacating that part of an 18-foot alley lying between Lots 1 and 2, in Block 12, Original Town of Chicago, which was

Referred to the Committee on Streets and Alleys, West Division.

#### NINETEENTH WARD.

Ald. Powers presented the following order:

*Ordered*, That the Commissioner of Buildings be and he is hereby directed to permit J. Packzarsky to complete erection of shed on rear of premises, 314 Aberdeen street.

Which was, on motion, duly passed.

#### TWENTY-FIRST WARD.

Ald. Reese presented the following order:

*Ordered*, That the City Electrician be and he is hereby authorized and directed to issue a permit to Spaulding & Merrick, a corporation, to string one private telephone wire from its office, No. 272 Michigan street, to its warehouse, which is across the street, at No. 271 Michigan street; said wire to be erected and maintained according to the rules and regulations of the Department of Electricity and to the satisfaction and approval of the City Electrician. The permission hereby granted shall be subject to revocation by the Mayor at any time, in his discretion.

Which was, on motion, duly passed.

Ald. Reese presented an ordinance in favor of C. H. Marshall for a canopy in

front of building No. 23 Lake Shore drive, which was

Referred to the Committee on Streets and Alleys, North Division.

## TWENTY-SECOND WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, filling, grading and paving with asphalt Weed street from North Halsted street to 205 feet westerly of Hawthorne street.

By unanimous consent, on motion of Ald. Dougherty, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## TWENTY-THIRD WARD.

Ald. Werno presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Mary Ryan, authorizing her to move a two-story frame building, twenty-two feet wide by forty feet long, from 4004 Dearborn street to 3855 Dearborn street, upon her filing the necessary frontage consents.

Which, on motion, was duly passed.

Ald. Werno presented an ordinance for

the vacation of the 15-foot alley running north from Bradley place at a point 120 feet west of the west line of North Halsted street, etc., which was

Referred to the Committee on Streets and Alleys, North Division.

## TWENTY-FIFTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Oakdale avenue from Evanston avenue to North Clark street.

By unanimous consent, on motion of Ald. Williston, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Glenlake avenue, from Evanston avenue to Southport avenue.

By unanimous consent, on motion of Ald. Dunn, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, May-

pole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## TWENTY-SIXTH WARD.

Ald. Reinberg presented the following resolution:

**WHEREAS**, Barbara Ebert has conveyed to the City of Chicago by quit-claim deed recorded in Book 8282, page 176, in the office of the Recorder of Cook County, Illinois, as Document No. 3,425,797, the east seven hundred ninety-five (795) feet of Lot fourteen (14) of Barbara Ebert's Addition to High Ridge, in the northwest quarter of Section Six (6), Township Forty (40) North, Range Fourteen (14) East of the Third Principal Meridian; and,

**WHEREAS**, It is desirable that said land be accepted as a street; therefore, be it

*Resolved*, That said land be, and the same is hereby accepted as a street, and that the Superintendent of the Bureau of Maps be and he is hereby instructed to make formal acceptance of the same.

Which was, on motion, duly adopted.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a water supply pipe in Ber-teau avenue, from North Paulina street to North Hermitage avenue.

By unanimous consent, on motion of Ald. Reinberg, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton,

Uhlir, Zimmer, Considine, Riley, May-pole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## ALSO,

A recommendation, ordinance and estimate for a water supply pipe in Winona street, from North Winchester avenue to North Robey street.

By unanimous consent, on motion of Ald. Reinberg, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, May-pole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## TWENTY-SEVENTH WARD.

Ald. Siewert presented orders: For a water main in North Seventy-first avenue, commencing 278 feet north of Fullerton avenue and running north 250 feet to Dunning street.

For a sewer in Waveland avenue, from Mozart to Francisco streets (petition attached).

For a sewer in Mozart street, from



Grace street to Waveland avenue (petition attached), which were

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a sewer in West Oakdale avenue, from North Central Park avenue to a point 160 feet southeasterly of North Ridgeway avenue.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

## TWENTY-EIGHTH WARD.

Ald. Larson presented the following order:

WHEREAS; It has been the opinion, during several administrations, that the Mayor had the right to refuse saloon or dramshop license to any place within 250 feet of any school house or church; and

WHEREAS, Judge Jesse Holdom, in a recent decision, ruled that the Mayor has no such authority, be it

*Ordered*, That the Committee on Judiciary prepare amendments to the Code as relating to liquor license so as to prohibit any saloon or dramshop within 250 feet of any public school or church.

Which was, on motion, duly passed.

## THIRTIETH WARD.

Ald. Bradley presented the claims of owner of premises known as 4636 Armour avenue and owner of premises 339 West Thirty-ninth street for rebate of water tax, which was

Referred to the Committee on Finance.

Ald. Burns presented the claim of S. T. Clancy for wages, which was

Referred to the Committee on Finance.

## THIRTY-FIRST WARD.

Ald. Roberts presented a petition for duplicate certificate for laying water pipe, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with slag macadam Honore street, from West Sixty-seventh street to West Sixty-ninth street.

By unanimous consent, on motion of Ald. Roberts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a water supply pipe in West

Fifty-ninth place, from South Central Park avenue to South Springfield avenue.

By unanimous consent, on motion of Ald. O'Connell, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harkins, Pringle, Foreman, Richert, Dailey, McCormick. (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

**Nays**—None.

### THIRTY-SECOND WARD.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cinder sidewalk on both sides of Prospect avenue, from West Ninety-fifth street to 625.55 feet south of West One Hundred and Third street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it Ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An ordinance for a six-foot cinder sidewalk on both sides of Prospect avenue, from West Ninety-fifth street to 625.55 feet south of West One Hundred and Third street," passed October 26, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed June 10, 1904, Warrant 32896, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

**Nays**—None.

### THIRTY-THIRD WARD.

Ald. Bihl presented the following communication:

CHICAGO, December 25, 1905.

*Alderman Ernest Bihl, Chairman of Committee on Streets and Alleys, South:*

**SIR**—I have only two excuses for writing this letter. One is that you are the Chairman of the Council Committee on matters relating to streets in the South Division. The other is that I have lived in Chicago thirty-five years, and feel a deep interest, not only in the prosperity, but in the magnificence and beauty of this great city.

For these reasons I most respectfully complain to you and to your Committee that in the erection of new sidewalks in the heart of the city the Superintendent of Streets permits a glaring violation of the established sidewalk grades and slopes, and that this negligence threatens to render these sidewalks hopelessly unsightly and even dangerous.

The City Council has established for all sidewalks, not only a given height above datum, and above the roadway, but a given width and two given slopes, one linear between every two cross streets.

and one transverse between the building line and the curb; and every one of these regulations is treated with absolute contempt by the Superintendent of Streets. One would actually suppose that there had never been any survey of the streets made, and that there were no ordinances in regard to them.

In every case in which a new building is erected the sidewalk in front of it is built higher than the adjoining sidewalks, and on a different slope, both linear and transverse, and sometimes of a different width. The sidewalk is always built on a perfect level, in order to conform to the floor level of the building, and of any height that may be convenient for its entrances. The slope is almost always absurdly, if not dangerously, steep.

For a long time I took it for granted that these new sidewalks conformed to the established grade, and that the adjoining sidewalks, being old, were sunken. It is only recently that I have noticed the proofs that this is not the case, and that the new sidewalks were being built according to the caprice of the builders and property owners, and apparently by the connivance of the Superintendent of Streets. I invite your attention to the following sidewalks in proof of this fact:

At the corner of Madison and State streets stand, side by side, the Chicago Savings Bank building and the Lloyd building, both of them modern steel structures, resting on concrete pillars. The Lloyd building was erected only six months later than the other, and yet its new sidewalk is six or eight inches higher than the new sidewalk of the other. Not only so, but it is much steeper and wider than the other, and its curb line is not on a line with anything on the block.

There is an old sidewalk twenty feet wide between these two new sidewalks, and in order to conceal if possible the ugliness of the differing grades, this old sidewalk has been jacked up and warped out of shape. But even after this has been done, the old sidewalk is three inches

higher than one of these new sidewalks and three inches lower than the other.

The same thing may be seen at Madison street and Wabash avenue, where the Heyworth building and the Silver-smith building stand side by side. The Heyworth building was erected several years after the Silversmith building, but both of them are modern buildings on immovable foundations. Yet the sidewalk of the Heyworth building is three inches higher than that of the Silver-smith building and on a different slope.

A more glaring case is that of the sidewalk of the new Boston Store on Madison street, which appears to be a foot higher than that of the Champlain building, only a few yards to the east of it. Sidewalk Superintendent Murray wrote a long letter to Superintendent Doherty about this sidewalk, but apparently without effect.

At State and Washington streets stand the Columbus Memorial building and the Venetian building, side by side, both of them modern skyscrapers, built about the same time, but the sidewalk of the first is six inches higher than the sidewalk of the other.

At Michigan avenue and Jackson boulevard stand the Railway Exchange building and the Orchestra Hall building, side by side, and both new, but the sidewalk of the Orchestra Hall building is three inches higher than that of the Railway Exchange building on one side, and six inches higher than the Pullman building on the other.

On Michigan avenue, between Madison and Monroe streets, the sidewalk of the Gage building is three inches higher than that of the Athletic Club, though both are comparatively new buildings.

These irregularities have already gone to such an extent that we have presented the following anomaly: the sidewalk at State and Madison is three inches lower than the roadway, while the sidewalk at State and Randolph is two feet higher than the roadway and a

foot higher on one side of Randolph than on the other.

I have no idea that the sidewalks referred to can ever be altered. There is of course an ordinance imposing a fine for every day that they are kept as they are, but it can never be enforced. All that I hope for is that Superintendent Doherty may be stimulated to do his duty a little better, and that no more such sidewalks may be permitted.

Very respectfully,

FLORENCE MCCARTHY,

Which was referred to the Commissioner of Public Works, with instructions to report to the Council in one week.

Ald. Bihl presented the claim of William C. Wood for refund on account of laying water pipe, which was

Referred to the Committee on Finance.

Ald. Hunt presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Grand Crossing Tack Company to lay a water main in South Chicago avenue for fire protection, as per accompanying plans.

Which was on motion duly passed.

Ald. Hunt presented the claim of C. H. Anderson for wages, which was

Referred to the Committee on Finance.

Ald. Hunt presented an order directing the Committee on Finance to include in the appropriation bill for 1906 a sum of money for building a police station on Dobson avenue, between Seventy-fifth and Seventy-sixth streets, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a sewer in Kimbark avenue, from Eighty-third street to Anthony avenue.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and

the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Monroe avenue, from Eighty-third street, to Eighty-first street.

By unanimous consent, on motion of Ald. Hunt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### THIRTY-FOURTH WARD.

Ald. Ruxton presented the following order:

*Ordered*, That the Mayor or other pro-

per municipal officer issue a permit to the Blue Bill Roden Gun Club, to do clay trap shooting on the vacant property lying between Sixteenth street on the north, Twenty-second street on the south, Forty-fourth avenue on the east and the Belt Line Railroad on the west. This permit may be revoked at any time at the discretion of the Mayor.

Which was on motion duly passed.

Ald. Ruxton presented an ordinance to permit the Western Electric Company to drain sewerage into the sewer in West Twenty-second street at the western limits of the city, which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Ruxton presented an order for a sewer in South Forty-third avenue, from Ogden avenue to the right of way of the C. R. & Q. Ry., which was

Referred to the Board of Local Improvements.

Ald. Kohout presented the claim of James Cullen for damage to property on account of track elevation, which was

Referred to the Committee on Finance.

Ald. Kohout presented an order for paving with asphalt South Fortieth avenue, from Chicago Terminal R. R. tracks to Madison street, which was

Referred to the Board of Local Improvements.

### THIRTY-FIFTH WARD.

Ald. Race presented a resolution directing the Committee on Police Department to consider the graded system used by some of the larger cities of the east, in relation to the police force, which was

Referred to the Committee on Police Department and Bridewell.

### REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

#### FINANCE.

The Committee on Finance to whom

was referred claims of Lars Hansen for damage to property submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be referred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance to whom was referred claim of Lars Hansen for damage to property, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Corporation Counsel be and he is hereby authorized and directed to allow a judgment to be taken against the city in favor of Lars Hansen in the sum of Eight Hundred Dollars (\$800.00) same to be in full of all claims for damages of whatever kind or nature done to property located at the corner of Grand and Homan avenues, and known as Nos. 1641 and 1643 Grand avenue, on account of track elevation.

This action is taken in accordance with the opinion of the Corporation Counsel.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee to whom was referred claim of John P. Coyne for compensation for personal injuries submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled: ....*

Your Committee on Finance to whom

was referred claim of John P. Coyne, for compensation for personal injuries, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the City Attorney be and he is hereby authorized and directed to allow judgment to be taken against the city in favor of John P. Coyne in the sum of three hundred six dollars (\$306.00), same to be in full of all claims of whatever kind or nature, arising from an injury received by said John P. Coyne October 30, 1904, at the Jackson Street Bridge while in the employ of the city.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee to whom was referred bid for Oakland School property submitted a report recommending as follows:

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 27, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance to whom was referred bid for Oakland School property, having had the same under advisement, beg leave to report and recommend that the only bid received, that of L. M. Smith & Brother, be rejected, and the check deposited with bid be returned to the bidders.

FRANK I. BENNETT,  
*Chairman.*

#### JUDICIARY.

The Committee on Judiciary to whom was referred an ordinance amending the Revised Municipal Code in re bids and contracts submitted a report recommend-

ing the passage of an accompanying substitute ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January, 23, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary to whom was referred ordinance amending Revised Municipal Code and re bids and contracts, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

*Be it ordained by the City Council of the City of Chicago:*

That the Revised Municipal Code of Chicago of 1905 be and it is hereby amended as follows:

SECTION 1. Amend Section 1847 of the said Revised Municipal Code by inserting in the third line thereof before the words "when the expense" the words "for the furnishing of supplies."

SECTION 2. Section 1848 of said Revised Municipal Code is hereby repealed and there is hereby substituted therefor a section which shall be known as Section 1848 and shall read as follows:

"1848. In all cases the bids or proposals for doing any work or making any public improvement or furnishing any supplies shall be by separately sealed bids in triplicate, upon forms to be furnished by the City of Chicago directed to said department; one of which shall be deposited with the Department of Public Works, the department for which the work is to be done or for which the supplies are purchased, and with the City Comptroller.

"The bid deposited with the City Comptroller shall be accompanied by a deposit of not less than five per cent of the estimated cost of the improvement or work to be done, or supplies to be furnished, nor less than the sum

of one hundred (\$100.00) dollars which amount shall be fixed by said commissioner or by the City Comptroller and stated in said advertisement. Such deposit shall be in money or by a check upon some Chicago bank in good standing, which has been certified, payable to the order of said comptroller, and shall be forfeited to the city in the event that the bidder shall neglect or refuse to enter into a contract with a bond with approved sureties as hereinafter required, to execute the work or to furnish the supplies for the price mentioned in his bond, and according to the plans, specifications and requirements, in case the contract shall be awarded to him.

"Each bid shall contain the name and place of residence of the person making the same; the names of all persons or corporations interested directly or indirectly with him therein, and if no other person or corporation be so interested directly or indirectly, that fact shall be directly and distinctly stated therein.

"It shall also be directly and distinctly stated in said bid that it is made without any connection or collusion with any other person or corporation making a bid for the same work, public improvement or supplies, and in all respects fair and without collusion or fraud.

"Each bid shall be verified by an affidavit that all the matters stated therein are in all respects true; in the case of individuals signed and sworn to by the bidder or bidders, and in the case of corporations signed and sworn to by the president and secretary thereof. Such bids shall be opened at the hour and place mentioned in such notice; and should such bid or bids be rejected, or should it become necessary for any other reason to re-advertise for proposals to do such work, such subsequent advertisement may be, at the discretion of said commissioner, for three instead of five days, as re-

quired in the first instance. Said commissioner may in such advertisement, reserve the right to reject any and all bids."

SECTION 3. Amend Section 1849 of the said Revised Municipal Code by striking out therefrom all the language beginning with the words "all such" in the seventh line thereof and substitute therefor the following:

"All contracts for public work, public improvements or supplies shall be executed in quadruplicate, upon forms to be furnished by the City of Chicago or the Commissioner of Public Works or other proper officer on the part of the city, and by the contractor. One original copy so executed shall be kept and filed in the office of the Commissioner of Public Works; one in the office of the Comptroller; one with the department for which the work or improvement is to be done, or for which the supplies are purchased, and the fourth shall be given to the contractor. All contracts and bonds so taken shall be in the name of and run to the City of Chicago, and every contract for a sum greater than five hundred (\$500.00) dollars shall have the consent in writing of the Mayor endorsed thereon, and shall be countersigned by the City Comptroller."

SECTION 4. Section 1850 of the said Revised Municipal Code is hereby amended by adding thereto the following words:

"All contracts where the amount which the city is obligated to pay thereby shall exceed five hundred (\$500.00) dollars shall provide for a proper guaranty that the work or improvement done or made, or the supplies furnished shall conform to, and comply with the specifications of the contract, which guaranty shall run for such a period to be fixed in the contract as the character of the work to be done, the improvement to be made, or the supplies to be furnished may re-

quire in the opinion of the said Commissioner of Public Works or the City Comptroller for the protection of the city. The city shall retain an amount not less than fifteen per cent of the total price of the work, improvement or supplies of every contract for a period which shall be specified in the contract, and which shall be sufficient to demonstrate whether the work done, the improvement made or the supplies furnished conform to and comply with all the plans, specifications or requirements of the contract. Whenever the improvement made, or the work done for, or the supplies furnished to the city shall fail to conform to and comply with the plans, specifications or requirements of the contract, and shall, in the judgment of the said commissioner or said comptroller, require repair or replacement within the guaranty period as fixed by the contract, the contractor furnishing the work or the supplies shall be in a reasonable time notified to make such repairs or replacement as will make the work or supplies conform to or comply with the contract. Upon failure or refusal of the contractor to make such repairs or replacement within ten (10) days, the city shall have the right (which right shall be reserved as a condition of the contract) to have the repairs made or the supplies replaced in such manner as may be deemed conducive to the interests and protection of the city, and the said sum of fifteen per cent of the total contract price reserved as aforesaid, or such proportion thereof as may be necessary for the purpose, shall be applied to the payment of said repairs or replacement. If the said reserved fund shall be found insufficient to make such repairs or replacement, the contractor shall be liable and by the contract shall agree to pay such further sums as may be required to make the improvement, the work done, or the supplies furnished conform to and comply with the contract.

SECTION 5. Amend Section 1853 of said Revised Municipal Code by adding at the end thereof the following words:

"and for the faithful performance of all the conditions and requirements of the contract. Whenever any contract is let for the furnishing of supplies to cost more than five hundred (\$500.00) dollars to any person or corporation, the officers of the city letting the same shall in all cases take a bond from such person or corporation with good and sufficient sureties in an amount equal to twice the total amount the city is obligated to pay under such contract to insure the furnishing of the said supplies in the time and manner required in such contract, and conditioned to faithfully perform all the conditions and requirements thereof."

SECTION 6. The said Revised Municipal Code is hereby further amended by adding thereto a section which shall be known as Section 1853 (a) and which shall read as follows:

"1853 (a)

Each city department shall make to the City Council on or about the first of each and every month a report which shall contain the following information and which shall be published in the Council Proceedings filed with the City Clerk and be at all times accessible to the public.

1. A list of proposals or bids for public work, public improvements and supplies invited by the city during the preceding month.

2. Names of bidders on said work or supplies and the amount of each bid.

3. Name of the successful bidder or bidders.

4. Contracts upon which extras were allowed during the preceding month and the reason therefor; the name of the contractor receiving such extras; the character of the work upon which the extras were allowed; the



character of the extra work and amount paid therefor.

5. List of contracts completed during the preceding month and an enumeration of such contracts as were not completed within contract time.

6. List of contracts that have been let to other than the lowest bidder and the reason for such letting.

An index of bidders and contractors shall be kept in convenient form by the City Clerk for general public reference.

Each department in its annual report to the City Council shall include a compilation of the monthly reports herein required, which shall be published in the manner provided for the publication of the annual reports of the City of Chicago."

SECTION 7. This ordinance shall be in force and effect from and after its passage and due publication.

MILTON J. FOREMAN,

*Chairman.*

ALSO,

The same Committee to whom were referred communications in re. amendments to Boiler Inspection and Smoke ordinance submitted a report recommending the passage of an accompanying ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 23, 1906.  
*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary to whom were referred Communications in re. amendments to Boiler Inspection and Smoke Ordinance, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

MILTON J. FOREMAN,

*Chairman.*

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 2211, 2218 and 2222 of the Revised Municipal Code of Chicago of 1905 be and the same are hereby amended to read as follows:

2211. (Board of Inspectors of Steam Boilers and Steam Plants—to inspect City and Board of Education boilers.) The Chief Inspector of Steam Boilers and Steam Plants, the Supervising Mechanical Engineer and Deputy Inspector of Steam Boilers and Steam Plants, and the Chief Smoke Inspector shall constitute the Board of Inspectors of Steam Boilers and Steam Plants. The Chief Inspector of Steam Boilers and Steam Plants shall be chairman of said board, and the Supervising Mechanical Engineer and Chief Deputy Inspector of Steam Boilers and Steam Plants shall be secretary of said board. Any two members of said board shall constitute a quorum. Said board shall have the same power over all steam boilers and steam plants owned or operated by the city, or the board of education, as over all other steam boilers and steam plants in said city; and all steam boilers and steam plants owned, operated, or controlled by the city, or by the board of education of said city, shall be subject to the requirements of this chapter; and it shall be the duty of said Board of Inspectors of Steam Boilers and Steam Plants to inspect at least once in each year all of such steam boilers and steam plants as are owned, operated, or controlled by the city, or by said board of education and also to preserve a record of the condition of such steam boilers or steam plants as shown by such inspection. No fee shall be charged or paid to said department nor to any employe under said department, for the inspection of any steam boiler or steam plant or for the certificate of inspection issued by said department for any steam boiler or steam

plant owned, operated, or controlled by said city.

2218. (Exceptions.) The provisions of this chapter relating to the inspection of boilers, generators or other apparatus carrying other than city pressure shall not apply to such boilers, generators or apparatus while in use or installed in any locomotive, steam or tug boat. The provisions of this chapter relating to the inspection of steam boilers, generators or other apparatus carrying other than city pressure shall be held to apply to any such steam boiler, generator or apparatus in use or installed in any steam roller, steam derrick, steam pile driver, automobile or other movable structure or contrivance of any kind whatsoever used within the city; Provided, however, that this ordinance shall not apply to boilers, generators or other apparatus used in private residences for generating steam solely for heating purposes; and for the purpose of this ordinance flat buildings or apartment buildings with more than three apartments shall not be classed as private residences, and any steam boiler, generator or other apparatus used for generating steam in flat buildings or apartment buildings having more than three flats or apartments shall be subject to inspection as hereinbefore provided.

2222. (Fees)—The fees for inspection of steam boilers and other apparatus under this chapter shall be as follows:

Class A. Including steam boilers, tanks, jacket-kettles, of a capacity of seventy-five gallons or over, generators, or other apparatus under a pressure exceeding ten pounds per square inch in plants where only one such apparatus is used, five dollars each.

Class B. Steam boilers, generators, or superheaters under pressure exceeding ten pounds per square inch in plants where more than one such is

used, five dollars for the first and three dollars for each additional apparatus.

Class C. Tanks and jacket-kettles, of a capacity of seventy-five gallons or over, under pressure in plants where more than one such tank or jacket-kettle is used, one dollar each for all after the first.

Class D. All low-pressure steam boilers as herein described in this chapter, three dollars each.

Class E. The fee for a permit for a new steam plant or for additions to an old plant shall be five dollars for each boiler or tanks to be used under pressure of for the addition or rebuilding of any smokestack or chimney or for any material alteration or change made in such plant. The fee for the inspection of steam boilers and other apparatus above provided for shall be double the respective amounts above specified when an inspection is made on Sunday or any legal holiday at the request of the person or corporation owning or operating said steam boilers or other apparatus.

All fees provided for in this chapter shall be paid to the City Collector.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

ALSO,

The same Committee, to whom was referred a communication in re. licensing steam, sail and row boats, submitted a report recommending the passage of an accompanying ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary, to whom was referred a communication in re. licensing lake craft, having had

the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. No person, firm or corporation shall hire out, use or keep for hire, or cause to be kept or used for hire any steam vessel or steam pleasure boat for the purpose of conveying or carrying passengers for hire in or about the harbor of the City of Chicago; or hire out, use or keep for hire, or cause to be kept or used for hire within the limits of the City of Chicago, any sail boat or row boat, without first having obtained a license for each and every such boat.

SECTION 2. All applications for license shall be made to the Mayor, and upon the payment by such applicant to the City Collector of a license fee, as hereinafter fixed, a license shall thereupon issue to such applicant; Provided, the Mayor shall consider such applicant or applicants suitable and proper person or persons to be granted such license. The Mayor may for cause revoke any or all such licenses.

SECTION 3. There shall be charged and paid to the City of Chicago, on issuing said licenses, by the parties to whom they may be granted, the following sums:

For all said steam vessels or steam sailing boats, each, the sum of twenty-five dollars per annum.

For all said sail boats, each, the sum of ten dollars per annum.

For all said row boats, each, the sum of two dollars per annum.

SECTION 4. All licenses so granted for such sail boats and row boats shall particularly designate the place where the same shall be kept for hire, which place shall be fixed by the mayor, and no person or persons shall carry on said business at any other place than the one designated in such license.

SECTION 5. Every sail boat and every

row boat kept for hire shall have the number of the license thereof marked on the outside of such boat in plain, legible figures not less than two inches in length and one-quarter inch in width.

SECTION 6. No person within the City of Chicago with or without license, shall let for hire, or loan, or allow any minor to use any sail boat or row boat upon Lake Michigan, without the written consent of the parent or guardian of said minor.

SECTION 7. Any person or persons who shall violate any of the provisions of this ordinance shall be subject to a fine of not less than five dollars nor more than one hundred dollars for each offense.

SECTION 8. This ordinance shall take effect and be in force from and after its passage.

MILTON J. FOREMAN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an order to consider the question of amending the section of the Revised Municipal Code in re. muzzling dogs, submitted a report recommending the passage of an accompanying ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled!*

Your Committee on Judiciary, to whom was referred an order to consider the question of amending the Revised Municipal Code in re. muzzling dogs, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

AN ORDINANCE

Amending Section 757 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 757 of the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended by inserting in the third line thereof, after the words "any time," the following phrase, "between May first and October first of each and every year." Further amend the said section of said code by adding at the end thereof the following language: "Provided that the Mayor may at any time in his discretion, when he in his judgment shall deem it best, cause all the provisions of this section to be in force during the entire year instead of during the period of time above specified."

SECTION 2. This ordinance shall be in force and effect from and after its passage.

MILTON J. FOREMAN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an order to suspend enforcement of Sections 1389 and 1401 of the Revised Municipal Code against market peddlers, submitted a report recommending that the same be placed on file.

Ald. Foreman moved to concur in the report.

The motion prevailed.

#### GAS, OIL AND ELECTRIC LIGHT.

The Committee on Gas, Oil and Electric Light, to whom was referred an ordinance regulating the price of gas in the City of Chicago, submitted a report recommending the passage of an accompanying substitute ordinance and the publication of the accompanying report.

Ald. Young moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Gas, Oil and Elec-

tric Light, to whom was referred an ordinance regulating the price of gas in the City of Chicago, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, and the publication of the accompanying report.

*To His Honor, the Mayor, and the Members of the City Council:*

Your Committee on Gas, Oil and Electric Light, to whom was referred an ordinance introduced by His Honor, the Mayor, with an accompanying message, at the meeting of the City Council held November 13, 1905, recommending the establishment of a rate of seventy-five cents per thousand cubic feet for gas, respectfully submits herewith its report:

The last General Assembly passed an Act approved May 18, 1905, and adopted by the people at the general election held last November, giving the City of Chicago the right to establish maximum rates to be charged for the sale of gas and electricity. Such Act provides that such rates must be "just and reasonable." Regardless of this direction of the Act itself, the principle is doubtless well established in law. Your Committee, therefore, regarded it as necessary to make a thorough and careful investigation into the subject of the cost of manufacture and distribution of gas in this city. By virtue of an order passed by the City Council, December 4, 1905, this Committee was directed to make a thorough investigation to determine what might be considered a *reasonable* price for gas in the City of Chicago. The duty, therefore, rests upon the Council to fix a *reasonable* price. It is very necessary, therefore, that whatever price is fixed by this body must be a price whose reasonableness can be established, if necessary, by the city, in case of litigation in the courts. The establishment of a price without proper inquiry might mean eventually the loss of all it is hoped to gain under the authority recently given the city.

There are two companies manufactur-

ing gas in this city, namely: The Peoples Gas Light & Coke Company, selling approximately 11,000,000,000 cubic feet of gas per annum, and the Ogden Gas Company, selling approximately 1,000,000,000 cubic feet of gas per annum. Throughout this report, wherever reference is had to these companies, the Peoples Gas Light and Coke Company is referred to, for brevity's sake, as "The Peoples Company," unless otherwise specifically stated.

In addition to these two companies, there is the Universal Gas Company, with a limited number of consumers, but the bulk of whose output is sold to the Peoples Company and by this company distributed. At the beginning of this investigation, representatives of the Peoples Company and the Ogden Company were invited to be present.

The possibility of reaching an agreement between the city and the companies, with reference to a price to be established, was suggested on the floor of the Council, and subsequently by the Mayor at the first meeting of the Committee held for the consideration of this subject, November 23, 1905.

Early in the proceedings of the Committee, Mr. Meagher, representing the Peoples Company, stated the cost of manufacture and distribution of gas for his company to be 53.53c per thousand cubic feet. This was divided into cost of manufacture and cost of distribution, with the various items considered in each, as follows:

1904.

#### *Manufacturing Items.*

Generators: coke, oil; boilers: coal; labor, generator house, purifying house, engineers, foremen, clerical force, chemists, watchmen; teaming; repairs to buildings, apparatus, tools and implements; supplies and materials purchased; less credit from residuals—cost in holders: 31.82c ..... 31.82c

#### *Distribution Items.*

Meter repairs; main repairs; service repairs; gas stove repairs; general expense, including amounts written off, etc.; office expense; New York office expense; legal expense; governor house expense; street expense; store expense; appliance expense, wages and salaries; meter setting; statement taking; turn on and cut off; complaints; general inspection; burner inspection; fittings inspection; meter deposit interest; rent; competition; lamp account; uniform account; advertising; employees' aid; pensions; thawing; gas stove complaints; gas lost; taxes and insurance—amounting to 21.71c..21.71c

53.53c

To this he stated should be added 35c per thousand feet sold to cover bond interest and dividends on capital stock, at the rate of 6 per cent per annum, thus making the total cost 88.53c per thousand cubic feet.

This statement was accompanied by an offer on the part of the company to establish a price of 90c per thousand for gas, with the understanding that upon the acceptance of such a price by the city, all legal proceedings between the city and the company should cease, and that some amicable agreement should be reached regarding the dispute between the company and the city with reference to compensation claimed by the city and the claim of the company against the city for gas sold.

Mr. Roger C. Sullivan, representing the Ogden Company, made a statement to the Committee, with reference to the cost of gas supplied by his company. He gave 81.76c as the cost of manufacture and distribution including a sufficient amount to pay bond interest but no dividends on stock. He gave the cost of manufacture and distribution as 49.67c, allowing 26.89c

for manufacture and 22.81c for distribution.

Mr. Meagher, representing the Peoples Company, consented to have the Committee select a chartered accountant to verify the figures as presented by his company. This arrangement was made with the understanding that because of pending litigation such accountant should treat as confidential the figures of the company as thus disclosed to him, the purpose of such examination being only to verify the figures as presented by Mr. Meagher.

Your Committee selected as accountants for such examination the firm of Marwick, Mitchell & Company, and the report of the accountants is hereto attached as "Exhibit A," and made a part of this report.

Under authority of a resolution passed December 4, 1905, the Committee decided to engage one or more experts or engineers familiar with the subject of manufacture and distribution of gas, to advise the Committee.

Your Committee summoned as experts on the subject of manufacture and distribution of gas the following named gentlemen:

Prof. Edward W. Bemis, Superintendent of the Water Department of the City of Cleveland, Ohio, and statistician and writer on municipal affairs and policies, with especial reference to the subject of gas;

Mr. E. G. Cowdery, General Manager of the Laclede Gas Company, of St. Louis, Mo., and past president of the American Gas Association; and

Mr. Alexander C. Humphreys, President of Stevens Institute of Technology, of Hoboken, N. J., and senior partner of the firm of Humphreys & Glasgow, of New York City and London, consulting and constructing gas engineers. Mr. Humphreys was referred to before the Committee by Prof. Bemis as "the leading authority in the world on gas." Several other authorities whose names were

suggested by His Honor, the Mayor, were invited to appear before the Committee but they failed to respond.

In selecting these three men, your Committee had in mind not only the obtaining of the best authorities on the subject, but authorities who would represent every phase of the subject. Prof. Bemis was selected as representing the theoretical side of the question, and that phase of it which is antagonistic to private control of public utilities and strongly favorable to municipal ownership; Mr. Cowdery, as one who for many years has been actively engaged in the construction and management of gas plants; and, lastly, Mr. Humphreys, the head of a great technical school and the leading consulting engineer of America and Europe, on the subject of manufacture and distribution of gas, as one who would present the subject from a wholly impartial standpoint, simply as a great engineer.

Each of these three gentlemen was requested, at the close of his appearance before the Committee, to submit in writing, his conclusions, on the question of a reasonable price for gas in the City of Chicago, and these communications are appended herewith, entitled respectively, Exhibits "B," "C," and "D," and are made a part of this report.

Prof. Bemis stated at the outset that he had had no practical experience in the manufacture and distribution of gas. He approached the subject wholly from a statistical standpoint, and submitted much data which he had collected bearing upon the cost of manufacture and distribution, cost of plant, and on the subject of capitalization, for a number of cities in the United States and Canada. He applied this data as far as possible in comparing conditions of such cities with the situation in Chicago.

Mr. Cowdery advised the Committee in detail regarding the methods and processes of manufacturing illuminating gas, considering materials used in the same.

and analyzing minutely the different elements which enter finally into the cost of supplying gas, such as labor, materials, repairs, renewals, depreciation, reserve and capitalization, with proper return upon same.

Mr. Humphreys, whose time was limited before the Committee, confined himself

almost entirely to the discussion of the subjects of repairs and renewals, depreciation, reserve, capitalization, and income upon capital invested.

We submit herewith following comparative tabulation, showing conclusions reached by each expert regarding reasonable price for gas in the City of Chicago:

	Bemis.	Cowdery.	Humphreys.
Cost of manufacture .....	26.36c	30 c	31c
Cost of distribution .....	21.71	23.75	22
Additional allowance for current dep. ....	3.89		
Cost of manufacture and distribution.....	51.96c	53.75c.....	53c
Reserve (accruing dep. and contingencies).....		10	
Accruing depreciation .....			5
Reserve for contingencies .....			5
Allowance for extraordinary dep.....	3		
Allowance for bond interest and dividends.....	19.20	34.92	32
Total.....	74.16c	98.67c	95c

From the extended statement made before the Committee by each of the three experts mentioned, we submit the following summary of each:

**STATEMENT OF PROF. EDWARD W. BEMIS,  
OF CLEVELAND, OHIO.**

Given before the Committee on Gas, Oil and Electric Light, on Wednesday, December 27, 1905, relative to a reasonable price for the manufacture and distribution of gas.

"My custom has always been in any gas case to seek all the information possible from the company, and to consider any facts that have been gathered by the city before taking up and giving definite figures myself. It is always important to base one's testimony on all available sources of information. I have never appeared in a gas case in which I was expected to give information the first day I was in the case. It has always been my custom to consult with the attorneys and committee of the city in gathering information to start with, and then proceed more directly.

"There are some very important mat-

ters connected with the cost of gas here in Chicago that vary from year to year; the price of oil, coke and coal vary from year to year; the amount paid in taxes apportioned over the output varies per thousand feet with the growth of the business. The amount of gas sold, of course, varies from year to year.

"Regarding my position before the Committee, I wish to state that I have never been connected with a gas company. My relation to the subject has been more directly that of a statistician, I should say; a student of it for the last fifteen years. In that connection I have had opportunities to learn a great deal about the cost of gas by examining the reports of companies that have appeared at various times in litigation; from full access to the data that has been gathered, during twenty years, in the vaults of the Massachusetts Gas Commission, which has not been printed fully, but which I have had access to myself, and data which I have secured abroad. I have visited a great many gas works here and in Europe. Having been in several gas cases, I have the kind of information which is

more of a statistical character than anything else.

"I should like to secure facts regarding as many subdivisions as possible of the cost of manufacture. If we cannot get all of them I would like to get a few facts; for example, the price of gas oil per gallon and the number of gallons used per thousand feet; the candle power of the gas; the price paid—whether they are using anthracite coal or coke in their generators, and the price of whichever they may be using per ton; then the total amount of gas made during the year; the total leakage and unaccounted for gas; the total gas sold to the city, and the total amount sold to private consumers; the receipts and the amounts charged for each.

"The distribution costs again form an item by themselves, and by distribution I mean everything not included in the cost of manufacture. I would include in the cost of manufacture the operative expenses at the works and at the holders, including the care of the holders, governors and pumps and exhausters at the holders, maintenance and repair of the same, and such portion of the expenses of the engineers and superintendents as is devoted to the manufacturing part of the plant; but I would not include insurance or taxes. I would put in distribution all insurance and taxes, office expenses, care and maintenance of the mains and meters, services, the reading of the meters; legal expenses, advertising, expenses not connected with the works, would come in distribution.

"The statement submitted to the Committee appears off hand to give a fair division. I could not tell without a little more time whether it is complete or not, but I would say that to make sure of its being complete there might well be added an item under manufacturing and another under distribution to be called 'all other expenses,' itemizing as far as possible.

"Regarding the figure of 21.71 given

as cost of distribution, I would say that the best managed companies are not put to as large expense as that. There are many companies that do make returns as large as that, but large companies are able to get their distribution expenses lower than that unless the taxes are very high. I will give you now, if you would like, one or two bits of information on distribution. I have two plants I will refer to.

"The first I will mention is Toronto. That company sold last year, the year closing October 1, 1905, about 1,258,000,000 feet, which is only one-tenth as much as is sold here in Chicago. The expense of distribution, therefore, should be larger naturally there, except as wages may be a little lower. The distribution expenses aside from repairs and taxes, were 9.13 cents per thousand feet, and taxes 3.15, or a total of 12.28 cents. But that did not include an allowance for repairs, renewals and maintenance. From their last report they had 39,711 meters, and they do not have but one meter there to a consumer. They ask the same price for both lighting and fuel, 80 cents. Toronto has about 132 consumers, approximately, per mile.

"They did not separate in their report the amount that they spent on repairs and renewals of the manufacturing portion of the plant. They spent in all, however—and that covered depreciation, covered everything—13.58 cents. That cannot be compared with Chicago for two reasons, the 13.58, which is for both manufacturing and distribution. One is that their plant is chiefly coal gas, which calls for much larger renewals and repairs than a water gas plant—this is water gas in Chicago, I am told. The second reason is that the company in Toronto is tied up by a very peculiar charter, which provides that it never can pay but a certain amount of dividend. That dividend is ten per cent. on the original capital, and all future capital must be sold at auction, and must be invested in pla



so that as a matter of fact, the entire capital of the company is only \$1.79 per thousand feet of gas. They pay ten per cent dividend and as they cannot divide any more, their capital being limited, they do not know what to do with their earnings, except to further reduce the price of gas, or to put it into renewals and improvement of the plant, and it is well understood—in fact, I have had it practically admitted by men pretty close to the company, although not in it—that the plant is being improved every year, so that it is better and better, out of this renewal fund. Taking all this into account, undoubtedly ten cents would be nearer a fair allowance for repairs and renewals and for improving the plant, if they had a water gas plant, as compared with their thirteen and a half cents. Their thirteen and a half cents would be too high if they had a water gas plant and is really too high for their present needs. Their dividend being limited, they put the surplus into the renewal fund and allow a greater rate of depreciation than the plant would call for. They keep reducing the price, and they expect to reduce it again pretty soon, probably getting it down to seventy-five cents a thousand. Thirteen and fifty-eight hundredths cents in Toronto was for both manufacturing and distributing. Probably not over half of it was distribution, and that half would be about 6.79 cents; but for the reasons I have spoken of, I do not think it would be much over 5 cents here. I would add that to the 12.28, making it 17.28, including their taxes. Really distribution ought not to be quite half in a case like Toronto, where it is a coal gas plant. Probably a larger amount than half went into the manufacturing portion of the plant, because it was coal gas chiefly, causing a larger expense in renewal every year. Of the 13.58, I doubt if over 6 cents went into the repair and renewal of the distributing system, and the remainder probably of the 13.58 went into the manufacturing portion of the plant.

I think 6 cents is fully as much as they probably put in, judging from their books. The repair and renewal of the distributing system in a coal gas plant is always less than that of manufacturing. You see they have to renew benches every three years in coal gas, and meet a large number of expenses which do not occur in water gas manufacture. They do not put repairs under either manufacture or distribution, but they have a separate item of repairs, renewals and maintenance for the whole plant, manufacturing and distribution, 13.58 cents. Their total cost after adding the manufacturing portion was 60.93 cents. They pay more, I think, for coal than probably it would cost us in the states. All these figures are cost per thousand feet. I simply compute in that form from their report, which gives it in totals, and I divide it by their sales—I go directly to their report for taxes—\$39,571.78.

“I do not know the exact difference in the price paid for labor in Toronto and Chicago. Your taxes here are about \$600,000; the receipts from sales here were a little over twelve millions, I think, last year, according to a report of the Commercial and Financial Chronicle for October, and that would mean about  $5\frac{1}{2}$  cents, or 5.4 cents per thousand feet, while there in Toronto, as I have indicated, the taxes are 3.15. There would be a difference of about  $2\frac{1}{4}$  cents greater taxes here than in Toronto.

“I can give one other case and I think it would bear out very strongly my contention that the Toronto figures for repairs are no criterion for Chicago, but would be very high. I have here the return made by a company to the United States Commissioner of Labor, and published in the reports of the department of labor, annual report 14, for 1899, pages 386-7. Twelve plants owned by one company made a return to Mr. Wright, and he publishes their return without giving the names of the companies, because he was pledged to secrecy, in gathering all the other data, as to the names

of the companies. But incidentally, I learned the exact population of each of those twelve cities, and running down through the census returns of 1900 I found only one particular group of twelve cities corresponding with that, so I am able to say what companies were at that time thus grouped.

"It was really the Henderson-MacMillan syndicate, consisting of Long Branch, New Jersey; Lockport and Buffalo, New York; Columbus, Ohio; Jackson and Grand Rapids, Michigan; Milwaukee and Madison, Wisconsin; St. Paul, Minnesota; St. Louis and St. Joseph, Missouri, and Nebraska City, Nebraska. Those twelve companies made in the aggregate 3,176,000,000 feet, but the average per company was only 264,720,000 feet. The percentage unaccounted for was 4.9 so that the average sale per company was only 251,520,000 feet. The total cost, structural value, of that property was \$10,000,000 as given to Carroll D. Wright, or \$3.31 per thousand feet of annual sale, which is far less than the companies were capitalized for; but I am speaking now of values given to the government by all of the companies of the syndicate as their structural value, and it has some bearing here. It ought to be somewhat less when confined to one city, instead of consisting of so many small plants.

"What we are now speaking of particularly, the cost of manufacturing gas at the works, is not a matter that one can compare with another city very well without knowing the details of the cost of oil, coal and value of residuals, and it is hardly important, perhaps, to give it, in this case 25.39 cents; but when it comes to distribution cost it is more important in comparison. There the total cost aside from taxes was 10.13 cents per thousand feet of annual sales. The repairs were only 1.44 cents. The repairs and renewals at the works were 2.46 cents, but the renewals at the works, of course, did not enter into the distribution cost, but there was set aside 5 cents for

depreciation, which was to be naturally divided between the manufacture and the distribution of the gas, and if we assume that 2 cents of it went into distribution, that we add to the 1.44 cents, making 3.44 cents for what would amount to taking care of the maintenance and repairs of the distribution system, while the operating expenses, aside from taxes, were 10.13 cents, or a total of 13.57 cents. To that should be added taxes. If we take Chicago taxes—which are not over 5.4 cents, apparently, I should judge a little less than that—we would have 18.97 cents. The 10.13 cents included the repairs of the distribution system of 1.44, so that it is necessary to add in that particular comparison not 3.44 as I just did, but about 2 cents, making 12.13 plus taxes of say 5.40, making 17.53, which should take the place of 18.97 cents per thousand feet.

"Now, as to the relative cost of distribution in a small and a large city, I would say that they ought not to be any larger in a large city, but somewhat less, because the mains are laid larger in the first place; there is more gas per mile usually passing through the pipes in a year; consequently the repairs will be divided over a larger number of feet of gas. The repairs, therefor, per thousand ought to be somewhat less. A large city has a considerable number of very large consumers, too, which means that through a meter more gas is apt to pass than through the meters of a smaller company, per meter, so that the repairs on meters again would be divided over a larger amount of gas.

"In regard to whether in the City of Toronto the company puts in the services and new connections, or whether the people pay for them, I understand the company has to put them in, at least as far as the lot line. I do not know what they do between the lot line and the building. That could not be a serious item. The capital account would not be materially increased in the plant as a whole. It would be increased, of course

but I mean that the per cent would not be increased very much by extending the services a few feet further.

"As to whether in the more modern plants the citizen or the householder pays for the connection—that is, the taking of the stove from the gas office, taking it out in a wagon, setting the stove, connecting it up and adjusting it, which probably costs \$7.00 a stove—I do not know that I have ever looked the matter up. The custom varies in different cities very much. It was not given as to those twelve plants, and I don't think I have ever asked in Toronto.

"New York is one of the big cities that requires a deposit for meters from a great many people, but where they do make a deposit they pay interest on it. In New York they pay six per cent. interest on those deposits.

"I do not know whether the company or the citizen pays for the service pipe from the lot line to the house, or from the center of the street, or for the main in the street to the lot line, in Toronto.

"If there were no special difficulties in the denser district, owing, we will say, to possible complications from electrolysis, or something of that kind, or the character of the soil, other things being equal, the denser the district the cheaper the cost of distribution. Ordinarily the difference would not amount to as much as the difference in the total cost between the Ogden and the Peoples companies, or almost 4 cents, but there may be other causes affecting it.

"The total cost of distribution of those twelve cities I have named was 43.22 cents, which included taxes of 2.7 cents. If the taxes were  $5\frac{1}{2}$  cents, or 5.4 cents, you would have to add another 2.7, making about 45.92, or about 46 cents, approximately 46 cents, on the basis of Chicago taxes. Small companies, twelve companies like those selling only an average of 250,000,000 feet, usually have a less consumption per mile of mains than large cities. Therefore, in all probability,

the miles of mains are greater in proportion to the output than they would be in any large city. If a city is growing rapidly it has difficulty in keeping up pressures, and requires larger mains. A city of fifty thousand is more apt to have a higher percentage of growth. Take the census figures, and I think that you will find the percentage of growth falls off after a city gets to a million population. In cities like Toledo, Pittsburgh, Cleveland, Duluth, and that class of cities, the percentage of growth is much higher than in cities like New York, Philadelphia, Boston or Chicago. Per mile of main of the same size, a six-inch main or a twelve-inch main, the cost of repairs and renewals would not be any greater, but when you have to make repairs it would cost more to make them per mile in a big city, because of the congestion of traffic, and the more expensive paving which you would have to take up. I would not say that there would be any great difference in the cost of labor, on the whole, in those twelve cities, compared with labor in Chicago."

STATEMENT OF MR. E. G. COWDERY, OF ST. LOUIS, MISSOURI.

Given before the Committee on Gas, Oil and Electric Light, Thursday, December 28, 1905, relative to a reasonable price for the manufacture and distribution of gas.

"I have been connected with the business for thirty years. My commencement was with the Toledo Gas Light and Coke Company, of Toledo, Ohio, and I entered their service at the time as an engineer and draftsman. I designed the improvements and details for the construction of their works. While I was not with them during the construction of the entire works, I furnished the design. I left there and followed the Superintendent of the Toledo Company to Milwaukee, where I took a position with him as an assistant superintendent, in the spring of 1877.

"I remained there until the fall of

1882. Then I left and came with the Peoples Gas Company, of Chicago. I staid with them about two years. That was during the construction of the Division street works. I left there and went back to Milwaukee, taking the superintendency of that plant in 1884, and so continued until 1893, when the entire property changed hands and I was made general manager of the company. I continued in this capacity, afterwards being elected to other positions—vice-president, etc—and practically controlled the operation of the Milwaukee Gas Company up to the spring of 1903, two and a half years ago, when I went to St. Louis to take charge of the Laclede Gas and Light Company's property, where I am now located. In the meantime I have been interested with others in the purchase of gas properties, and their improvement, building up their business, etc., including the plants at Racine, Kenosha, Fond du Lac, and other Wisconsin cities.

"During this thirty years it has been my duty as well to cover the country thoroughly, to know what other gas companies were doing, to become acquainted with the men operating those companies; and during that time I believe I have become pretty well acquainted with practically all of the men operating gas properties in the United States, and I am familiar, more or less, with the conditions that govern the different properties throughout the country.

"I have been connected with the gas associations of the country for over twenty years. In 1892 I served as the President of the Western Gas Association, an association which is supposed to incorporate in its membership practically all of the gas men operating gas companies throughout the Middle West. I have just served, during the last year, as President of the American Gas Association, which is the National Association of America, and supposed to embrace all of the gas men of the United States. I

was for one year President of the State Association of Wisconsin.

"Regarding the figures presented representating the cost to the Peoples Company of the manufacture and distribution of gas, I will say that they seem to me to be lower than I have ever known the cost to this company to be. They impress me, as I look at them, as entirely reasonable, and I do not believe that the figures are swelled in the slightest degree.

"There are no two places, probably, in the United States where the conditions are the same. You are aware that the Peoples Gas Company is manufacturing water gas, and I do not believe that it is practically possible for anybody to manufacture water gas in Chicago and distribute it materially lower than these figures. The candle power furnished in Chicago, I understand, is 24. The selling price of gas in St. Louis is \$1.00 for illuminating gas, and for fuel gas we charge 80c. We furnish the same grade of gas for illumination that is furnished for fuel.

"There is a reason why fuel gas has been furnished for a lower price than illuminating gas. For illuminating gas, the output is made within about 4 hours out of the 24, say from 6 o'clock till 10 o'clock in the evening, and practically with no output during the other hours. The gas companies have realized that they had a distribution system that was being put to no use for 24 hours out of the day, and that if they could get some means to stimulate the use of gas during those hours, it would be a source of greater profit to them, and that the cost to them would not be as much for that gas as it was for the gas distributed during the 4 hours. For instance; if the cost of distribution were 20c, one could practically figure that the extra gas sold during the other 20 hours could be sold without cost of distribution and still receive the same amount of profit as would be received on the illuminating gas.

is under this theory that some companies felt that it was proper to fix a different price, a lower price, for fuel gas, in order to stimulate its use.

"There is probably to-day not the same necessity for making a difference in price. because progressive gas companies have been promoting their business to the best of their ability, and are selling as much gas for fuel now as they are selling for light; and while the hour at 6 o'clock in the evening, when the fuel load and the lighting load cross each other, is still the heaviest hour, yet the gas is much more evenly distributed throughout the 24 hours than it was formerly.

"In St. Louis we have been making a record chart of the output once a week this winter, and this record shows an output at 6 o'clock in the evening of a million and a half feet an hour, while the lowest output is between midnight and 5 o'clock in the morning, and the rate is about 400,000 feet per hour.

"In St. Louis for the year 1904, the percentage of total output used for fuel purposes was 50 per cent. I do not know exactly what the record is for other cities, but I assume that companies that have been well conducted will show about the same average—50 per cent of the whole output.

"There is no uniform system of accounting among the gas companies in this country. The gas associations have endeavored to get the gas companies to adopt some uniform system in order that gas companies might make comparisons among themselves for their own benefit. It has been found impossible, however, to get companies to adopt a uniform system.

"The figure of 53.53c, as presented by the Peoples Company, representing the cost of manufacture and distribution, seems to me a reasonable one. If I had been asked to give a figure off hand, I would have said 30c for manufacture and 10c for distribution.

"I feel like cautioning this Committee

strongly against paying too much attention to small details, such as fractions in the cost, because the cost to the Peoples Company, I do not doubt, will vary as much as 5c a thousand from one year to another. With two large companies in cities in this vicinity, within the last three years, I have known the cost of production to increase 15c a thousand within two years; therefore, in trying to fix a price for gas, you must not take too narrow a view of it, and therefore take the lowest possible cost in any one year as a basis. You must take into consideration the fluctuations in the cost of oil, fuel and labor, and make due allowance for such changes. The question of taxes enters very largely into the figures constituting the cost of gas. For illustration, I will state that in St. Louis, in the year 1901, our taxes were \$50,000, and this year they are \$250,000.

"There are other things that must be taken into consideration, one of these being the condition of the company's property; also the question of management. A new manager may take hold of a property and reduce the cost of production very materially within a month. He may continue this for a year or two, or more, in order to make a showing. It is perfectly easy, however, to see that after he continues through a series of years, the time will come when the cost will have to be enough higher to make up for the reduction. He has thus allowed the property to deteriorate.

"I should judge that the year 1904 might be regarded as an average year. This is the year, I understand, for which the Peoples Company gave its figures.

"Coal gas usually runs from 16 to 17 candle power, and during the last few years of competition with water gas, it has, in many cases, been increased in its illuminating power. This is done by either mixing it with water gas, or adding oil, or some other substance to increase its illuminating power. Ordinarily it is not practical to send out a coal gas above 20 candle power. Above

such candle power it is apt to smoke and become disagreeable.

"Whether water gas is cheaper than coal gas in manufacturing, is a question of location and conditions, entirely. Chicago began to make water gas a good many years ago on account of the expensive labor troubles. Coal gas works require a large amount of labor, while water gas works require comparatively little labor. If the Chicago companies had coal gas plants already established, they could probably manufacture coal gas a little cheaper to-day than they are manufacturing water gas. However, to manufacture coal gas it would be necessary to construct new plants and to put in a large amount of capital. It takes a great deal more capital to build a coal gas plant than is required for a water gas plant; probably a coal gas plant would require 150 per cent more investment than is required for a water gas plant. The price of manufacture could not be cheapened sufficiently to warrant the expenditure of such a large amount of capital.

"Your ordinance, I understand, requires a 24-candle power gas. This could not be furnished in a coal gas, but coal gas could be manufactured, which would probably have as high a heating efficiency as the present water gas. Usually about 30 pounds of coke and from 4 to 5 gallons of oil are required for a thousand feet of gas. This will vary, according to the illuminating power of the gas desired. Either coke or anthracite coal is used, depending upon the cost.

"The Peoples Company may often find it more difficult to get coal than to get coke, and this fact may influence the company in using coke in the place of coal. There is not much difference between the amount of coal or coke necessary. Theoretically it is the same. The amount of either depends absolutely upon the pure carbon that it contains. Anthracite coal usually contains from 85 to 90 per cent of carbon, while the best quality of coke

usually runs from 80 to 90 per cent carbon.

"I presume that the cost of coke in Chicago runs from \$5 to \$6 per ton. I do not know what is paid for oil in Chicago, but in St. Louis we are paying 3 5-8c a gallon, and I do not doubt that the Peoples Company in Chicago are paying between 3c and 4c a gallon for oil.

"We do not use the same kind of coal to make gas that is used to make steam. In making gas we use bituminous coal, and we must have necessarily a coking coal; that is, coal that will formulate itself into coke after the gas is driven off; and usually it is the richest quality of bituminous coal. For making steam we generally try to get the cheapest article that we can get, and gas coal is the highest priced article on the market. There is no coal in Indiana or Illinois fit for coal gas purposes. It pays better to pay the extra price for Pittsburg coal.

"Some sulphur is extracted from gas through the purification process. This is considered worthless and is disposed of in any way possible. There was a time when gas companies around this locality were offered a dollar a ton for this product loaded into cars ready for shipment. This hardly pays the cartage. It is probably cheaper to throw it in the dump than to put it on the cars at that price. The present process of purification costs about 1c for a thousand feet of gas.

"The only by-product of value resulting from the manufacture of water gas is tar. There is a tar residuum usually of about a half a gallon for every thousand feet of gas. This is not worth much. The companies throughout the country to-day have great difficulty in selling it at all. If a market can be found for it, the highest price that can probably be obtained to-day is about 2½c a gallon. A company which does not have a contract to dispose of its tar usually burns it as fuel. As fuel it is worth about ¾ of a cent a gallon.

"I believe that the Peoples Gas Com-

pany has a water gas plant the equal of any water gas plant in the country, and I know of no reason why this company is not operating, all conditions considered, as cheaply as any other water gas plant is operated in the country. I believe that the operating management of the Peoples Company is a very careful one, and one that pays great attention to details.

"It is difficult to state just what is a fair percentage per one thousand cubic feet for repairs and maintenance. Repairs to a water gas plant will cost less than repairs to a coal gas plant.

"I do not understand that the figures presented by the Peoples Company contain any depreciation at all. I assume that the Peoples Company does not figure in any sum for depreciation, but rather that it takes these net figures and depends upon making a surplus above dividends which it can lay aside and which answers the same purpose as a reserve fund.

"I do not know what the Peoples Company is paying for labor. I will say, however, that the price of labor varies greatly in different cities. I know of places where a gas house laboring man works 12 hours a day for \$40 a month, and I know of other places where such a workman is paid \$3 a day, or about \$100 a month.

"It is difficult to compare the cost of producing water gas with that of coal gas. Both are subject to local conditions, and the cost of material. In the manufacture of coal gas, you must take into consideration what is received for residuals. With the manufacture of water gas, there is not much to dispose of as by-products. Hardly any company can afford to manufacture coal gas unless it can dispose of its residuals, and therefore the price obtained for such residuals has great effect upon the cost. One company may pay a much higher price for coal than another, and yet be able to manufacture gas cheaper than the other company, on account of its ability to get better price for its residuals. Such

residuals are coke, tar, ammonia, etc. The only residual from water gas is tar. There is a slight amount of ammonia in water gas, but no attention is paid to it and no effort is made to extract it. Tar is the only residual of water gas of any value.

"The average candle power of coal gas is from 16 to 18, and the average candle power of water gas from 22 to 24, but the illuminating power of one does not correspond to the illuminating power of the other. A coal gas flame through a burner of a certain size may give a large broad flame, and a water gas of even a higher candle power would not give as large a flame with the same burner. It would be more condensed, compact, and a thicker flame; and while the candle power is undoubtedly there—for the measurement will prove it is there—as a 24 against an 18, yet the coal gas is of a lighter gravity and spreads out into a larger flame. Between an 18 candle-power coal gas and a 24 candle-power water gas, there is a difference of 6 candle power by actual measurement. The 24 candle power water gas would give such additional illumination over the 18 candle power coal gas.

"The coal gas process is necessarily a continuous process. With a coal gas furnace, every time you let the temperature go down you shorten its life. The water gas process is more of a temporary one. A coal gas works needs a larger holder capacity for storage than a water gas works, because with a coal gas works it is necessary to have a stock to draw from, while with a water gas works an apparatus of larger capacity can be put into use promptly.

"Illuminating gas and fuel gas are usually of the same candle power. It has been the custom in former years in some cities to maintain a separate system of pipes for fuel gas, but after years of experience it was clearly demonstrated that it did not pay a company to carry two different qualities of gas through its pipes. All of the gas can be carried

through one set of mains, and at a lower average cost than would be possible if separate mains were maintained for each. To furnish gas of a different candle power for fuel would require the maintaining of another distribution plant. Formerly an open flat flame gas burner was in general use. To-day mantle burners are coming into extensive use. The fuel or heating gas is the gas required for the mantle burner, and the time is no doubt not far distant when no one will be required to furnish a 24 candle power gas. When all the lighting is furnished through mantle burners, there can be no object in furnishing high candle power gas.

"It is possible to make gas of high candle power that is somewhat low in heating power, and equally possible to make gas somewhat low in illuminating power that is high in heating power. High heating power is obtained in practice by the heat under which the gas is manufactured. It is entirely in the company's interest to make its gas of high heating quality, because that is the way in which it can give its customers the greatest satisfaction and the best service. With our company, we test the heating power of the gas just as regularly as we test the illuminating power. A 24 candle power water gas is higher in heating units than a 20 candle power gas, and the more illuminant you add the more heating value you obtain.

"I left Milwaukee in the spring of 1903, after being there for 26 years. While I was in Milwaukee, the price was reduced from \$2.75 a thousand, to \$1.00 a thousand for lighting, and 80c for fuel. I was known in Wisconsin as the champion of reduction in the price of gas. The price in Milwaukee for illuminating purposes has been reduced within the last year. The price is now \$1.00 for the first 1,000 feet in any month, and for all additional illuminating gas used during the month, the price is 90c. Fuel gas is furnished at 80c per thousand. A reduction is made to large users. The first 10,000 feet of

gas used in any month is sold at 80c. The next 10,000 feet is sold at 70c, and all additional gas through the same meter during the same month is sold at 60c. These reductions have been entirely voluntary on the part of the company. Such reductions have been made to cultivate the larger use of gas for fuel purposes, to encourage manufacturers and others who desire to use large amounts of gas monthly. The result of such reduction has been to increase the sales of gas and to increase the profits. This has been the result in a large number of cities where reductions have been made.

"The company in Milwaukee enjoys an unusual privilege. It has an exclusive and perpetual franchise granted by the State in 1850. This franchise has been confirmed by the Supreme Court. The Milwaukee Company appreciates the value of the right given to it, and it has been its aim to make every effort to do what was right in the interest of the people.

"Regarding the cost of manufacture and distribution of gas in Milwaukee during the last four or five years, I will say there has been a great variation. In the year 1903 the figures of such cost did not vary far from the figures now presented by the Peoples Company. The only way that one can get at the proper cost in any particular place is by making a careful investigation in that particular place, and by taking all the conditions into consideration that exist there. The annual output in St. Louis is about 4,000,000,000 cubic feet. The capitalization of our company is about \$30,000,000.

"I believe that the candle power that is being furnished in Chicago is higher than that usually furnished in other cities. We are furnishing from 18 to 20 candle power in St. Louis. I believe that an 18 candle power coal gas for all purposes would give the consumer as good satisfaction as a 22 or 23 candle power water gas. I mean for all purposes--heating, lighting, and general satisfac-



tion. In St. Louis we use 1-3 coal gas and 2-3 water gas mixed. Confining myself to the question of illuminating alone, I believe your gas gives more illumination than ours. It costs about  $\frac{3}{4}$  of a cent for an increase of 1 candle power in the manufacture of either coal or water gas.

"It is not usual to maintain a uniform candle power throughout all points of consumption. I think there would usually be a drop of about 2 candle power between the works and the extreme limits of a large city. This drop of candle power through transmission is caused by the friction of the gas passing through the mains.

"The term 'distribution' includes everything not included in the term 'manufacture.' Under 'distribution,' I would include the maintenance of street mains, maintenance of services, maintenance of meters, attendance upon consumers, attending to complaints, office expenses, clerical force, reading of meters, distribution of bills, making of collections, executive expenses, legal expenses, taxes, insurance, rents—and everything of such character. Manufacturing delivers the gas in the holder, and distribution takes it to the consumer.

"Formerly companies charged for putting in services, and probably at a price which meant a profit to the company. Now the custom varies somewhat. In some cases the company puts in the services from the mains to the curb line of the property. In order to promote its business and make it easy for the people to adopt the use of gas, it then became the rule among companies to put in the service pipes to the meter. The average cost of putting in the service is about 25c a running foot. I think the average length of services in Chicago is longer than it is in Eastern cities. The average company undertakes to sell appliances for the use of gas, both fuel and lighting, without profit to the company. It is a general custom for companies, in placing gas ranges, to run the pipe from the

meter to the range at its own expense, in order to induce the customer to become a user of gas. The selling of gas appliances at no profit would come in the line of promoting the business.

"It is the custom to keep a force of men to answer complaints, fix stoves, or other appliances, for the customer, free of cost. In some cities customers are charged rent for the use of meters, But this is not the custom. In some cities it is the custom to require a monthly minimum bill. This is to pay for the privilege of having gas ready for use at any moment, regardless of the fact of whether it is used or not. It is the custom of companies to thaw out frozen services free of charge.

"It is probable that the soil of Chicago is unfavorable to the long life of mains and services, on account of the damp soil. Electrolysis is more or less common in all large cities. It depends upon the good or bad construction of the street railway systems. I do not think that electric light wires cause a great deal of damage, for they are usually well installed and well protected. The poorer the installation of the street railway system, the greater the damage by electrolysis.

"In a very few cities gas companies maintain branches where customers may get quick attention to their complaints. In St. Louis we have over 100 different offices where customers may pay bills without additional expense.

"The cost of promotion of the business ought to be taken into consideration in fixing the price of gas. In St. Louis we are setting aside and spending 3 per cent for the promotion of the business.

"In many cities companies are required to lay their service pipes to the curb lines previous to the laying of the new pavement. It is very questionable whether this is good policy or not, for the reason that service pipes so put in and not used, often rust out; and besides a building of such a character may be

put up so as to make the service inadequate. It is then necessary to put in a new one. In St. Louis, previous to the laying of a new pavement, we canvass the territory to discover whether it is the intention of the owner to put up a building within two years. If so, we put in the service practically free—that is, making a charge of \$5 with the understanding that such amount will be refunded if the owner begins the use of gas within a period of five years. But if such is not his intention, and a building is constructed within two years, we charge \$20 for the service—for taking up the pavement and replacing it.

"The average life of a gas main is 50 years; of a service pipe, 12 years; and of a meter, 15 years. It is the general rule of gas companies, so far as I am acquainted with it, that every meter should be taken out of its place and taken to the repair shop to be put in proper repair and to be tested, once in every three years.

"I would estimate the average rate of leakage to be 6 per cent; and I think this a fair estimate for Chicago.

"Increasing the output usually cheapens the cost of production. Among gas men it is usually assumed that in the case of manufacture, the cost would usually decrease in the works until it reached a million cubic feet daily capacity. The second million would not cost much less than the first. I doubt if one could distinguish between the cost of operating a plant of 20,000,000 capacity, and the operation of four plants of 5,000,000 capacity each. I think the cost per thousand would remain practically the same, whether you manufactured 20,000,000 or 40,000,000 feet. This would be true in the case of either a coal or a water gas plant.

"Increasing the number of consumers to each mile of main does not materially cheapen the cost of gas. This is especially true after reaching a certain point. The difference in cost would not

be sufficient to warrant a reduction in price.

"With a new plant, put in properly, the leakage ought to be the minimum for the first few years of its existence. I imagine that any plant that has been in use eight years has gone beyond the stage of a new company, and I think that any old plant that has been properly taken care of would make as good a showing as the plant eight years old.

"I believe that a 5,000,000 unit is large enough for any plant; and if I required an output of 40,000,000 capacity, I would have eight plants of five units each, even if all were situated on one premises.

"Every well conducted gas company will take care of its works and will take care of its property; such as street mains, services, meters, etc., and that expense will naturally be met every year. In addition to such expenses, in the course of years, the gas companies will find extraordinary expenditures which cannot be taken care of in the usual way. For illustration: if they find the yearly expenditures upon mains and services to be 3c a thousand, and they do not lay by any additional sum to take care of any extraordinary events, the chances are that the time will come within a few years when they will have to make an extraordinary expenditure amounting to a considerable sum, and they will not have the money to do it with. Therefore it is in the line of good policy for the company to lay by a certain sum to take care of such unforeseen expenses. This point I can illustrate:

"While I was in Milwaukee I saw two entire plants built and destroyed as the result of improvements in the business. Thus, if we give to gas works the life of 25 years, it is giving a longer period than conditions usually warrant. Besides keeping up the repairs, it may be necessary to replace the entire plant in 25 years, and if so, it is perfectly plain that 1-25 of the cost ought to be charge

to some account in order that the replacement may take place at the end of such time. The repairs are made from year to year to keep the plant in proper condition; but it is also necessary to provide for a replacement of the plant. It may not be worn out but it may become out-of-date.

"Repairs and renewals that take place frequently should be charged to Repair Account, as they come along, but those that take place at infrequent intervals should be provided for by a Reserve Account. It is the common practice, when a main is replaced by a larger main, to charge the increased cost of the larger main to Construction Account. It is not proper to charge the entire cost because a small main has already been laid; and therefore it becomes necessary to separate in some manner, and thus charge a portion of it to repairs.

"When the time comes, through the growth of a city, that it is necessary to replace a large number of miles of mains, the ordinary repair account will not stand the expense. This should be drawn from the Reserve Account, and thus the company is able to carry out such work when necessary. If, in the course of years, a large fund of this kind is built up, and there is no necessity for its use, it becomes possible for the company to reduce the price of gas because of its sufficient reserve fund. Such reserve fund is designed for taking care of extraordinary and unexpected conditions.

"I should say that a fund of 5c a thousand should be provided for the reproduction of the works, and another sum of 5c a thousand for the maintenance of the entire distribution system. And I believe that any company, where possible, should set aside a fund, to be used in emergencies, of 10c a thousand, and any company so doing is following along in safe lines. I don't believe it is necessary for me to lay down a rule as to whether such reserve fund should be invested in bonds or held in the treasury. A company is in a strong position if such

money is invested in bonds, making it possible to convert it into cash any time when there is occasion for its use—when anything extraordinary happens. I think it is the custom for well managed corporations to so invest such funds.

"Extraordinary repairs—large amounts which the company cannot afford to make from its yearly receipts—should be made from such reserve fund. It would be a hardship to meet such extraordinary expenses out of current earnings.

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STATEMENT OF PROF. EDWARD W. BEMIS,  
OF CLEVELAND, OHIO,

Given before the Committee on Gas, Oil and Electric Light on Friday, December 29, 1905, relative to a reasonable price for the manufacture and distribution of gas.

"I visited yesterday the Universal gas plant and also four plants of the Peoples Gas Light and Coke Company. I think in estimating the price of gas, oil is always the most expensive item next to coal or coke. A slight change in these items makes quite a change in the cost. As the companies decline to give the exact figures for any item, I base my estimate upon the total cost as given by the two companies, namely: 53.53c for the Peoples, and 49.78c for the Ogden. I find it very remarkable that the two companies' figures should vary so materially.

"In order to arrive at the proper cost, I take the cost of the Ogden Company in the holder—26.86c—as against 31.82c of the Peoples. I deduct 2c from the 26.86, this being a mere bookkeeping charge as a set-off against possible depreciation, and arrive at the figure of 24.86c in the holder. I add thereto 1.50c for the Peoples Company because they furnish a 24-candle power gas, as against 22-candle power furnished by the Ogden, thus making the total cost in the holder 26.36c. The difference of 5.46c still remaining, I believe to be caused by the fact that the Peoples Company includes in its price

not only the cost of the gas it makes, but also what it pays for the gas made by the Universal and Northwestern companies—a favorite method of gas companies generally.

"To the cost of 26.36c in the holder, I add the distribution cost as stated by the Peoples Company of 21.71c, making the total cost of the gas at the burner 48.07c per thousand feet of sales. For taking care of ultimate depreciation I accept the standard established by Alexander C. Humphreys, the best authority I know of in the gas world. Mr. Humphreys' testimony in the Holyoke gas case was in substance, speaking of a coal gas plant, that in ordinary cases a sufficient amount for repairs and renewals was 4c at the works and 2½c distribution, or 6½c. The Holyoke plant, in addition to this, was spending at the works 2½c and upon the distribution system 2.66c, or a total of 11.66c, which I think sufficient for depreciation and the final renewal. I think from Mr. Humphreys' statement, and from a statement made by Mr. Cowdery, of St. Louis, before the Committee, that 2½c is a fair repair account for the works of a water plant, or 1½c less than Mr. Humphreys required for the Holyoke plant, or any plant of that nature, making coal gas. It would appear that 10c is sufficient for a water gas plant. I, therefore, allow for repairs and ultimate depreciation 10.16c, and, having discovered that the Peoples Company is setting aside for this purpose 6.27c only, I add the 3.89c to the 48.07c, making a total cost of 51.96c at the burner.

"Upon further figures quoted from Mr. Humphreys' testimony, I would place the average life of a gas plant at 33 years. A sinking fund of 1.51 per cent a year at 4 per cent interest will cancel their principal in 33 years. These percentages would only have to be applied to the part of the plant aside from the land, and 5c per thousand feet, if put into a sinking fund, would renew all parts of the plant aside from the land in 33 years.

This figure would include any change of construction which may be entered into by reason of the improved process rendering existing plants obsolete in a shorter time than that. The 51.96c, which I am willing to call 52c, that I have arrived at, does not include as much for a sinking fund as I have just been speaking of, but includes a sum total of about 10c. I do not think it is absolutely necessary to provide for a sinking fund as long as a sufficient amount is put somewhere. It may go into repairs and renewals and replacements directly, or be written off for stuff that is abandoned; and, if the 10c is put somewhere in repairs or renewals or a sinking fund, according to Mr. Humphreys, everything is done that is necessary, always considering that the 1½c which Mr. Humphreys accords to coal gas plants has been deducted.

"The reason I take the manufacturing cost of the Ogden Company and the distribution cost of the Peoples Company is chiefly that the Peoples Company, being very much larger, has opportunities for cheap production a little ahead of the Ogden. I do not think the density of consumers would cheapen distribution, because the other company, selling eleven times as much as the one, is able to distribute salary accounts, legal accounts and many office expenses over a larger amount of gas, so that what the Ogden Company may save on account of the greater density of its consumers, it would spend again for the proportionately greater amount for office expenses.

"In comparing the largest six gas companies in Massachusetts with the other 53 companies in that State, as to distribution expenses aside from taxes, I find that the largest six companies, namely: Boston, Lowell, Cambridge, Worcester, Fall River and Lynn, have distribution expenses of only 77 per cent as much as the remaining 53 companies, for 1,000 feet of gas sold, tending to confirm the statement that the largest companies do not have as large expenses per 1,000 feet

distribution as the small companies.

"The Consolidated Company of New York charges 1.35c for repairs to gas stoves and meters, and 2.63c for mains, services, and everything else in the distribution system, and further 1.31c for replacements, or a total of 5.29c for repairs, renewals and replacements of the distribution system. The New York company never had a contingent fund, or a fund to set off against the possibility of depreciation on a big scale on some certain occasion until a year ago, when the Legislature began to look into the price of gas, when the company, like the Boston company, suddenly adopted the theory that they must have such a fund.

"With respect to the consumption per mile of mains, I figure Chicago upon a basis of 2,000 miles of mains and 11,000,000 thousand feet of sales to have 5,500,000 thousand feet of sales per mile of mains. In Boston there is only 4,000,000; in Lowell, 3,375,000; in Lynn, 3,493,000. The number of consumers to the mile of mains is 180 here; 131.9 in Lynn; 118.5 in Lowell, and 102 in Boston. All three of these companies, however, have lately reduced to 90c, and their testimony showed that the cost of gas in the holder, at least in Boston, was about 40c.

"In regard to the capital account, or the allowance for the return on investment above the 52c of operating cost, the question is vital as to whether to take for the basis par value of the securities, or to take the cost of duplication and structural value; that is, the original cost of the plant, less a proper allowance for its present condition. The Massachusetts Gas Commission has held that whatever might be a proper price in a case of sale, when it comes to fixing the price of gas they have been trying to work toward the theory of structural value, and allowing for a return on the structural value, on the theory that in a competitive business the company cannot sell its property for much more than the cost of duplication.

"I thing the Massachusetts theory, al-

though they have not fully succeeded in working it, has a great deal of merit as regards the price question, which, however, is not as strong as when it comes to the question of condemnation proceedings for purchase. But where a company has not paid anything for its franchise, I cannot understand why the gas consumers should pay the return on that, but they should pay for the structural value of the plant, enough to keep it up and keep it in good condition, so that the capital will not be impaired. Taking that for granted, the question arises, what would be a fair structural value of the property here? I cannot answer absolutely without an inventory. That would take quite a time and very skilled men to prepare it.

"I think that \$3.20 per thousand feet of annual sales would probably cover the structural value of the plant. I base this estimate upon the inventoried assets of Toronto at \$3.36 per thousand feet of sales, and upon the experience of a group of twelve companies which returned to the United States government a report stating their structural value to be \$3.31 per thousand feet of gas sold. I, therefore, reason that a figure like \$3.20 is a fair probable approximation, but would not wish to say that it is absolutely correct, as that could not be determined without an inventory.

"In arriving at this figure I leave out of consideration the fact that other plants were bought from other companies that had obtained franchises from the city for which the Peoples Company had to pay large prices. I doubt whether the plant could be reproduced now at the rate stated, on account of the paving, but I think that where the city paved the street after the main was down, therefore making it more expensive to duplicate the main, the city should not on that account pay more for gas. The present plant could not be reproduced within two years without a highly increased expenditure on account of speed. Nevertheless, I would not increase the

capital amount. The capital per thousand feet sold in a number of Massachusetts cities ranges from \$2.15 in Fall River to \$11.64 in Farmingham. In Chicago the capital at present is a little more than \$6.00.

"I do not know of any gas company that was successfully floated on a basis of 6 per cent of its structural value with the exception of Cleveland; I do not know of any company that has started in and built an entirely new plant on a basis of \$3.20 per thousand output that was floated on a 6 per cent basis. The Mutual Fuel Gas Company of Hyde Park had an original capitalization of less than \$3.00 per thousand, which was afterwards raised to about \$9. I consider it fair and honest to leave the outstanding securities out of consideration and figure on the basis of structural value only, because the investment in stocks issued for a greater amount than the structural value is a pure gamble, and the investor buys these securities at his peril, especially in view of the long agitation of the question in the mind of the public. Were the agitation a sudden thing it would be different, but under circumstances as they are at present the investor buys on speculation and runs his own risk.

"Taking \$3.20 as the approximate cost of structural value, the question would then arise as to the percentage on that. A 5 per cent bond will float at par, and a 7 per cent stock will float at par in the gas business. Half of the structural value in bonds at 5 per cent and stock at 7 per cent, or an average of 6 per cent, will float them. Six per cent of \$3.20 would equal 19.2c per thousand feet, which, added to the 52c, would be 71.2c. If 7 per cent on the \$3.20 were to be taken, which would allow bonds at 5 per cent and stocks at 9 per cent, it would give 22.4c, added to the 52c, making 74.4c.

"The increase in the consumption of gas on account of reduction in price is

enormous, and the profits will not fall with the fall in price. Increased consumption from a reduction in price does not increase operating expenses at the same ratio as the consumption is increased, because that increased consumption is largely along the lines of existing mains and through existing meters, by the use of gas to a more liberal degree for heating and cooking purposes. The ordinary consumer would burn more gas and less coal if coal prices were higher; and would further find new uses for gas if the price of gas were lower; he would use gas for heating his house in the spring and fall of the year, and possibly would be willing to pay for more gas at a cheaper rate than he is now paying for at a higher rate, and, therefore, while making a smaller profit on each thousand feet of gas, the company would make larger profits on the entire consumption. Nor would that increased consumption mean any increase in capital cost.

"In fifteen of the twenty-three cases of considerable reduction in the price of gas in Massachusetts, in the last fifteen years, not only did the consumption greatly increase, but the actual profits reported to the gas commission in the year following the reduction were greater than they were in the year before the reduction, and these reductions were from 10c to 25c each in amount. A reduction of 30c in gas per thousand feet would not reduce the profits the next year over 15c per thousand feet in any large city in this country, and within two or three years the profits would be as large as they were before the reduction.

"Three cities which reduced from \$1 to 90c in Massachusetts were Boston, Lowell and Lynn. In Lowell, on June 30, 1901, the price of gas was \$1. In the year ending June 30, 1903, it was 90.9c on the average, a reduction, therefore, of 9.1c. The profits rose, however, from \$97,706 to \$126,902, or 29.9 per cent. This is larger than the usual i

crease, and I do not claim it is all due to reduction in price.

"In Lynn the reduction amounted to 9.3 per cent, while the profits rose 4.3 per cent. In Cambridge the reduction amounted to 12½ per cent, while the profits within two years fell only 23.5 per cent. In seven out of the twenty-three cases in Massachusetts there was a reduction in the profits, but in fifteen cases the profits increased with the reduction in price. In Massachusetts the Gas Commission has the power to regulate the selling price of gas, and the lowest price at which gas is sold in Massachusetts is 90c, in the three cities named above.

"By transmitting gas at long distances it loses some of its illuminating qualities, and in order to deliver a 24-candle power gas at the burner it would require a 26-candle power gas in the holder. I think it is a mistake to require 24-candle power gas. I think an 18-candle power gas would be a much wiser light, providing it would give a corresponding reduction in price. It is just as good for heating and the proportion of gas used in the open burner is growing less continuously all over the world. In Massachusetts they only require 16-candle power, although 18 is commonly given, and I think perhaps 18 is low enough, although in London they have gone down to 14. A high candle power means a needless expense to everybody. The gas furnished in Boston, Lynn and Lowell at 90c is a little over 19-candle power, or 5-candle power less than in Chicago.

"Regarding the possibility that the cost of manufacture of gas may suddenly jump as high as 15c, I will say that in fixing a price for a period of five years that, during that time, the fluctuations are just as much one way as the other, and that as the 1904 figures formed the basis of my figures, they are fairly normal. There has been a gradual increase in the net earnings of the Peoples Company in spite of all the fluctuations and the coal strike of

two years ago, and the profits of the company have been increasing along with the growth of the city.

"The City of Cleveland is one of the large cities that charges 75c for its gas. In Cleveland they get their coal and oil cheaper than they do here, but there they have to compete with natural gas, and, in addition to the ordinary taxes, they have to pay a franchise tax amounting to 5c per thousand feet of gas. Oil and coal are cheaper there; I do not know the exact figures, but the treasurer and vice-president of the company told me they were paying 4c for gas oil there. Labor also is cheaper in Cleveland than here, but the labor cost in the manufacture of water gas is small, for gas in the holder not more than 4c.

"I wish to call your attention to two statements appearing in the report of the Illinois Bureau of Labor Statistics for 1896, one by Mr. Burtis, until 1887 treasurer of the Chicago Gas Light and Coke Company, the largest of the companies subsequently forming the Peoples. The statement was made, I believe, in 1893, and in it Mr. Burtis claimed gas can be sold for 90c per thousand cubic feet and out of the receipts, cost of production and supply and expenses and a dividend of about 9 per cent of the entire cost of the plant and property could be paid. By using modern processes this gas could be supplied at much less than that. The second statement was a report presented to the New York Stock Exchange by Mr. C. K. G. Billings, and printed November 25 of that year in the New York Commercial and Financial Chronicle. In that statement it appears that the cost amounted to 46½c per thousand feet, not including bonded interest.

"In the City of Montreal, where I have recently made a report as to the cost of gas, conditions are very different from here. There they have a very severe climate in the first place, and, therefore, have to bury their mains to a 6-foot depth from the top of the main to the

surface. The services freeze in the winter time more than they do further south, and they are very much bothered with water. The laying of mains and services is much more expensive on account of some rocky soil, and, further, they do not find it possible to get oil as cheap as in the States. Their coal comes from Nova Scotia and must be purified at more expense on account of the sulphur. So conditions there are certainly more expensive than here, and the consumption is only about one-eleventh of that of the Peoples Company. My report was made on the basis of two-third coal gas and one-third water gas of 18-candle power, at a cost of 61c in the holder. The cost of coal gas in the holder at 35c and that of water gas at 40.1c, or the mixture at 39.1c; or, after deducting 12 per cent for leakage and unaccounted for gas between the holders and burners, 41.5c. The cost of distribution I figure at 16.75c, making the cost in the burner, without depreciation, 58c; allowing 3c for depreciation, makes the total 61c. They pay much less for coal and labor in Montreal than they pay in Chicago. The coal used is Nova Scotia coal at \$3.80 per long ton, and from their coal they obtain residuals which would leave the cost of coal \$1.46. However, water gas cannot be made nearly as cheap there. They further have considerable difficulty in getting rid of their residuals.

"The capitalization of the private company in Montreal was \$6 per thousand feet of sales prior to the consolidation of that company with the electric light company. I estimated a capitalization of \$4.30 per thousand feet for Montreal, or \$1.10 more than for Chicago, as it costs more per thousand feet to build the plant there than here. I recommended 87 cents as a reasonable price for gas in Montreal. Nevertheless, I would recommend 75c gas for Chicago because here I know the operating cost here from the figures obtained from the companies, while there it was an estimate. I am aware of the litigation being carried on

in Chicago, and was inevitably influenced by the opinion expressed to me by Mr. Ashton that there was hope of doing something from a legal standpoint; so I could not assume that there is a hopeless situation in the pending litigation. If the situation were absolutely hopeless before the courts, I would somewhat alter my figures.

"I sat with the officials of the gas company and figured what the cost of 26-candle power gas is upon certain figures of cost and material given me by the company. Upon the basis of 3c per gallon for oil, I agreed with the attorney of the gas company, Mr. Meagher, that the oil would cost 14c per thousand cubic feet; that coke, upon a basis of \$5.50 per ton, would cost 9.06c; boiler coal would cost 2.02c; labor cost, 2c; supply, 1c; purification, 1c; repairs, 2c; or a total of 30.8c as the cost of gas in the holder. There was no misrepresentation in regard to the price of 30.8c figured; but the gas attorney did not know the exact prices. I figured on the basis of these assumed figures, which, however, were evidently wrong. I, therefore, went outside of these figures and assumed those of the Ogden Company, because there I had the first absolutely definite statement from the company, which I assumed to be right. I do not think they were any too low, because if it cost more than that the company would have so stated.

"I do not remember making the statement that 90c was a fair price for gas in Chicago when testifying before the Senate Committee at Springfield in 1897. Since that time labor and material have tended to rise, but the growth of the city, on the other hand, has tended to reduce the distribution of cost.

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STATEMENT OF MR. E. G. COWDERY, OF ST. LOUIS, MISSOURI,

Given before the Committee on Gas, Oil and Electric Light, Saturday, December 30, 1905, relative to a reasonable



price for the manufacture and distribution of gas.

"Regarding capitalization per thousand feet of annual output, I will say that I have taken a company and replaced it absolutely from beginning to end, and I know positively that it would not be possible to replace the company here in Chicago with its first-class property and its business for less than \$5 per thousand feet of annual output. I would consider it a physical impossibility to replace the plant and business of the People's Company for \$35,000,000.00. I consider it a physical impossibility to replace it in two years' time. The People's Company has about 2,000 miles of mains, I am told, and, in my best judgment, it would take from 10,000 to 15,000 men, working constantly, summer and winter, two years to lay 2,000 miles of mains.

'I think it would be wise for me to give a few differences between Mr. Bemis and myself, as I listened to his testimony yesterday. There are two or three serious mistakes of Mr. Bemis' that should be commented upon, to give the Committee the proper enlightenment.

"Mr. Bemis states that repairs, renewals, depreciation, reserve and surplus would all be covered by 10c a thousand, and I will make the flat statement that this is a physical impossibility in any city in this country, and that any man that undertakes to conduct a company upon those lines would throw his company into bankruptcy, or it would fail to pay dividends. I make the statement that repairs and renewals, as they should be made, every year, with a company conducting its business properly, would require in the neighborhood of 10c per thousand and unless some extraordinary allowance were made for extraordinary things that would happen, some other means must be found by the company to raise the money for such purpose. Mr. Bemis cannot possibly show this to be different, if he takes conditions as they exist in this country. In a water gas

plant repairs and renewals will cost little less than in a coal gas plant, and it might be proper to say that in a water gas works operated alone the repairs and renewals might be made with 8c to 9c, and in a coal gas works they might run from 10c to 12c.

"Mr. Bemis refers to Mr. Humphreys' testimony at Holyoke, and I note that Mr. Bemis twists Mr. Humphreys' testimony by putting his own words to that testimony to give it the desired effect. If this Committee desires to take Mr. Humphreys' testimony into consideration, it should get Mr. Humphreys to give his own testimony in Chicago' and I would have great confidence in it. Mr. Humphreys was for many years general superintendent of the United Gas Improvement Company, of Philadelphia, who controlled several gas works in this country, and he is acquainted with the cost in various works in large and small cities. He has been a manufacturer of water gas apparatus, manufacturing and selling the same to gas companies, and within the last year has been elected president of Stevens' Institute.

"There should be a reserve fund of 10c per thousand to take care of future depreciation, and emergencies that are liable to occur in this business. In a series of years it might be found that such surplus would be larger than would be necessary, but I regard it as a safe figure. I cannot say that there is any company that is laying by just 10c for a reserve fund. The gas companies throughout the country have not been very systematic in their accounting. It is in recent years, when gas companies have been cutting down their prices to somewhere near low figures, that they have begun to figure out what is necessary to lay aside in funds to protect themselves. Usually, they have simply run their business, paid their operating expenses, and put the balance in the surplus from which they have paid their dividends, and used the balance as they saw fit, trusting to luck for the future;

but, with the low prices that gas companies are now making, they must figure further into the future, and upon a safer basis.

"Mr. Bemis made the statement that a reduction in price would largely increase the profits of the company. The word 'largely' is improperly used. It is perfectly true that a reduction in price from \$4 to \$1 a thousand has increased the profits of the gas companies. It is well known, however, that you cannot continue to the extent that you can reduce the price to nothing, and still make the same profit you did before.

"There are sales in Chicago today, we will assume, of 40,000 feet per customer. If gas is selling at \$1 a thousand, you will sell \$40 worth of gas per year. If you are selling gas at 90c, it means that you will sell 44,000 feet per customer, of an increase per customer of 10 per cent, on account of reduction in price. At 75c you will sell 53,000 feet per customer, or an increase of 3,000 feet per customer, on account of the reduction in price. If you take 40,000 feet per customer and assume your cost at 53c, and that your profit is 47c, you have a resulting figure of \$18.80. If you take 44,000 feet at 37c profit—10c less—you have \$16.28, or a difference of \$2.52 per customer in profit. I assume that the Peoples Company has 350,000 customers at a loss of \$2.52 profit on each customer; it means a loss to the Peoples Company of \$882,000.00 a year. This is the loss resulting from the reduction of the price from \$1 to 90c. That is, the company will lose that much after taking into consideration the increased consumption in gas that they can figure upon on account of the decreased price. It is necessary to make an assumption that there will be an increase in the number of customers. It is fair to assume that a few more customers will take gas at 90c than at \$1. I assume that there would be 10,000 additional customers. That would reduce the loss of \$882,000 to about \$850,000. If the

price was made 75c, reducing the profit per customer from the present 47c down to 22c, the Peoples Company would lose annually \$2,500,000 after they had gotten the benefit of the increased consumption that comes with the decrease in price. If it be assumed that 50,000 new customers would be added by reducing the gas to 75c, there would still be a loss to the company of over \$2,000,000. The best information obtainable from companies in this country proves that these figures are reasonably correct. It is shown by companies giving illuminating and natural gas distribution. If a man has an annual gas bill of \$40.00, he will try to keep it at that figure, if not to reduce it. He certainly will not spend more for gas than \$40.00, and the decrease in price would simply mean to give him more gas for his money.

"From considering actual results that have been tabulated by several companies, I venture to say that 60 per cent of the consumers of the Peoples Company do not pay in excess of \$1 per month for gas bills. There is no profit whatever in serving a customer that does not use more than \$1 worth of gas in a month. The companies would make more money today if this 60 per cent of customers would stop using gas. The only purpose of the companies in encouraging these small users is to get them familiar with gas appliances, and thus get them to increase the amount of gas until they become more extensive users. I might say that, from my own experience in Milwaukee, where gas was reduced from time to time, from \$4 to \$1 a thousand, that as the price came down the consumption went up, so that about the same amount of money was received from each customer at all times.

"I might say that gas as a fuel at \$1 a thousand is cheaper than coal at such figures as one must pay in Chicago. It is cheaper for the party who is using gas with care and intelligence. There are many towns where gas is selling at \$1.25 per thousand where the companies

are just as successful in introducing gas ranges and keeping them in use as in towns where gas is selling at 80c.

"Gas at \$1 per thousand for lighting is the cheapest artificial light that we have the privilege of using today. Gas cannot be used for general heating purposes until it gets down to at least 50c a thousand. A small number of customers could be secured to use gas for heating at that price. It would not begin to be as cheap as anthracite coal until it gets down to about 30c a thousand. At 30c per thousand gas is about as cheap for the consumer as anthracite coal at \$6 a ton. To produce this result it should be used with a hot water heating system; to be used in connection with a hot air furnace, the price must be reduced to 20c a thousand, in order to be equal to anthracite coal at \$6 a ton. The reduction in price from \$1 to 75c would not result in its being used for heating purposes. The person using gas at 50c per thousand for heating would be paying something for convenience, cleanliness, and the luxury of having a gas fuel in place of a coal fuel.

"As I stated before, the property of the Peoples Company could not be replaced for less than \$5.00 a thousand feet of sales. I mean, to replace the property and business of the company would require at least that amount. I might say that these figures are made upon the basis of a city that has not the average amount of pavements that Chicago has. The amount which I have given would have to be increased if a large number of paved streets were to be considered. When I talk of replacing a plant at this price, I am not talking about structural value. It is manifestly unfair to scale these companies down to their structural value—which means the lowest possible figure that can be put upon the property in any way. It is wholly unfair to assume such a position. I believe myself that it is unwise to do anything but use the capitalization of the company as it exists. The fault of

having extraordinarily large capital lies with the people and not with the companies. The fault may have originated with the promotor of such companies, who has made his money and gotten out. You should treat with the capital as it exists until some light is thrown upon the subject, or some way shown to relieve the situation which is not distinctly unfair. It is true of gas companies as of other properties that, if they are to serve the people best, they must have some incentive. If their capital is destroyed or their profits are cut down to such a point that there is no incentive for better service, they will not subserve the best interests of the people. Whatever condition exists today exists because it has been permitted by the city and the city government, and by the people who have themselves made it possible.

"In arriving at a reasonable price for gas for Chicago, I would assume 30c as a fair figure for manufacturing, and I will assume 21c for distribution, for this cost of distribution has been reported by one of the companies; but, if I were to take a figure which would be an average figure of various cities, I would fix it higher, higher—say, 23¾c.

"I will assume 23¾c—30c for manufacture, 23¾c for distribution, 10c for reserve, making in all 63¾c. At 5 per cent on \$55,000,000 capitalization, with 11,000,000,000 feet distribution, it makes 25c for fixed charges. This is purely arbitrary, and I would not care to suggest this. Twenty-five cents added to 63¾c gives 88¾c.

"Now, the company has offered a price of 90c, which closely agrees with this result. And I will not hesitate to say that if I personally represented the City of Chicago and no other interest whatever, and was trying to do what was right, I would accept the company's proposition of 90c.

"Personally, I do not believe in reducing the price below \$1.00 for small consumers, and if I were in the place of

the Peoples Company I would prefer the price of \$1.00 for the first thousand feet going through a meter each month, and then take 80c per thousand for all additional gas going through the same meter. In other words, I would prefer to take \$1.00 for the first thousand feet through any meter in a month, and 80c for any additional gas going through the same meter during the month than to take an average price of 90c. I think greater justice would be done to the people of Chicago and to the Company by such a price than by a flat rate.

"I would not advise the fixing of a price for a term less than five years. I do not believe that a company can find out the true result of a change in price in less time than that. This will give the company a little time to build up a reserve fund and to find out just what it can accomplish; and a reserve fund cannot be built up in that time that will be dangerous to the interests of anyone.

"I take the suggestion of 25c for interest and fixed charges made by the Committee because the sum of that and my figures does not exceed the figure at which the Peoples Company is willing to furnish gas, and in that sense I accept the 25c; but I do not undertake to say what is a proper charge for interest and dividends. I have stated that the only capitalization from which I would compute is the capitalization of the company as it exists. I am willing to accept 25c as an allowance for interest and dividends, because in so doing my figures are brought within the limit of the offer of the company.

"I cannot state what is a fair capitalization per mile of mains. It would vary greatly. Some cities have a mile of mains per thousand inhabitants; some more, and some less. I have never figured out and I would not trust myself to make a statement regarding such capitalization. I can give it per capita, and this seems to me to cover the ground. Per capita, I would suggest between \$20.00 and \$25.00.

"I am a firm believer in the proposition that gas companies, as well as all other corporations, would be far better off today if they took the public into their confidence and published their whole business. I do not think there is any reason for undertaking to conduct such corporations purely under cover.

"If the increase in the percentage of meters is higher than the increase in the percentage of mains, the company should be benefitted; that is, it would tend to decrease the cost of distribution. If it costs a company 30c to manufacture gas, and it can buy it from another company for 20c, this fact should be taken into consideration in arriving at the cost of its product, whether it be manufactured by itself or bought.

"I think a company might be justified in buying gas at a higher price than it would cost to manufacture it itself. A company might not have sufficient capacity to manufacture all the gas it needed, and, having an opportunity to buy from another company, it might see fit to do so instead of interesting more capital for the purpose of building up its works. When there are two or more companies in a city, it is a natural thing for them to do—buy gas of each other. I think one company selling gas to another—even though they have mutual connections—would desire to sell such gas at a profit.

"I do not suppose that there is another condition in the United States where a company is called upon to supply such a large territory and an equal number of customers as is required here in Chicago.

"The average percentage of errors in meters is not over 8 per cent, except in the case where a meter stops registering altogether. Usually, among companies, there are more meters showing a loss to the company than there are showing a gain to the company.

STATEMENT OF MR. ALEXANDER C. HUMPHREYS, OF NEW YORK CITY,

Given before the Committee on Gas, Oil and Electric Light on Monday, January 8, 1906, relative to a reasonable price for the manufacture and distribution of gas.

"I entered the gas business in 1871 as secretary of a small suburban company. I was afterwards made superintendent of that company, my experience before, for a number of years, having been in a commercial line. Before entering the gas business I was assistant general book-keeper of the New York Guarantee and Indemnity Company, which is now The Indemnity Company of New York. So I went in with an experience in accounting. After a few years, I found I could not control the scientific and practical ends of the business without more education. So, at a late day, somewhat, in life, I entered Stevens Institute, and graduated from there in the year 1881, keeping up my work as manager of the gas company in the meantime. I then became chief engineer of the Pintch Lighting Company, which has to do especially with the distribution of rich oil gas in the lighting of cars, steamboats, buoys, lighthouses, etc. In 1885 I was made general construction engineer of the United Gas Improvement Company, of Philadelphia. At the end of three months I was made general superintendent of all their properties. After two or three years more, I was given entire charge of all their business, including engineering, operating and commercial business. I staid with the company ten years. In the meantime, with their consent, I had organized the firm of Humphreys & Glasgow, for construction work in foreign countries. At the end of two years more, I resigned and formed the firm of Humphreys & Glasgow, of New York. In the London firm we have confined ourselves to the construction of gas works. In the New York firm we have, for the last eight years, confined ourselves to advising in regard to the con-

struction and operation of gas works, especially advising bankers interested in such securities, as well as operating some of our own companies.

"I am at present president of the Buffalo Gas Company, which is a consolidation of the four companies of that city. My experience, therefore, has been a wide one, as I have at times had as many as fifty companies under my direct control. I am now president of the Stevens Institute of Technology.

"I think, in justice to myself, I must say at the outset that it has not been my practice to give advice in my particular lines—my specialty—without a thorough examination. I have not had the opportunity to make such an examination here, nor would I have within the limits that you have set as to time. You can, to a certain extent, use the experience of a man like myself in a general way, but when you get down to small differences, I should want to go to the works and the books and satisfy myself from the books quite as much as from the works. That would, however, be chiefly in regard to differentiating between certain features of the management.

"I am, however, more or less familiar with Chicago's general conditions. At one time the United Gas Improvement Company was largely interested in the works in Chicago, so much so that I was called upon at one time to examine into the details of the management, construction, etc., extending over a period of about three months; but that was over twelve years ago. The conditions have changed somewhat, but the company's general conditions, in a large measure, are probably the same. I have kept more or less in touch with Chicago.

"Conditions must be studied first, and you must use experience, and a very large amount of experience with very considerate judgment, to determine whether figures applicable to one city are applicable to another. Some years ago I was called upon by the United Gas Improve-

ment Company to compare the figures of one western city with those of another, where the difference in selling price, as I recollect, was about 40c; and I proved beyond a question that with one company the works were better managed and more efficiently operated, although the other company was selling gas at the lower price. Local conditions must change the result; therefore, I am not in favor of going into generalizations and depending too much upon statistics. In training a young man in business engineering in our institute, I often give the boys this advice before they graduate: 'Be very careful how you analyze data, bearing in mind that figures can be made to lie more easily than they can be made to tell the truth; and do not ever take anything as a statement of fact until you know the man who has made the statement and his ability as well as his integrity.' From what I know in general about the gas business throughout the United States and foreign parts, I should have been inclined to accept a higher cost than by the figures presented here in Chicago.

"I understand that all water gas is manufactured here. It strikes me that the figures are low for water gas manufactured today, and the price is certainly a reasonable one. Especially bear in mind this fact: That oil prices are constantly going up and the quality is going down. When I speak of the quality, I particularly refer to such oil as we now have to use from Texas, and a good deal of it is being shipped, I am sorry to say, to the companies that we have built up, where we have made guaranties and find it difficult to live up to them with this oil. Such oil will in the summer time give us about as good a result or pretty nearly as good a result as some of the oils in past days; but when it comes to winter, it will not do for this reason: That this oil makes a large amount of vapor, which, in the summer, under a higher temperature, is carried into the gas successfully, but as soon as

it is subjected to the lower temperature the oil which is going forward in the form of vapor is deposited in the pipes and does not reach the consumer's burner. Therefore, we find that under present conditions we have to put the gas in the holder at a good deal higher candle power than the candle power we have determined to supply in the burner. In fact, that has always been the custom; but it is a good deal more so today than it was ten or twenty years ago, when I was largely instrumental in developing the present form of water gas apparatus.

"Regarding the figures presented for manufacture and distribution, I presume that it is the general classification of making manufacturing items cover everything in the works, and then dumping everything else into one general heading of "distribution," and by adding the two to get the total cost in the burner.

"I should say that 21.71c is a reasonable figure for distribution. By close investigation and application—by getting it down to the tenth of a cent on items, for instance—by working it out in the minutest details, it might be possible to get the total down to 50c. Of course, that is generalization.

"Regarding the question of depreciation, I would say that while it seems to me an extremely simple one, I know from experience that it is an extremely complicated one, and I want to say there is no one branch of the business that I have probably given as much thought to as to this particular question of depreciation. The confusion largely arises from the fact that we mix our terms. The accountants will make titles that they think will cover the charges going into their books without stopping to think whether one title agrees with another or whether they dovetail together. To explain:

"We have a certain property and it is put into use, and we know just as well as can be that the property is going to depreciate from the time it is put into

use, with this possible exception, that, perhaps, for the first year or so the property will have to find itself—the same as Kipling's ship has to find itself in his story. Therefore, probably the first year the property is not depreciating, but it is getting to do its work sweeter—just as we know a saw will after it has been used a little.

"Now, that depreciation will go on running night and day until the plant is worn out. It will show itself in various ways, and on account of the variations in the ways in which it shows itself the accountants have started different forms of accounting. A bottle breaks; a valve leaks; we have to repair a belt, or we have to renew a belt—two different things. It is all on account of depreciation. A valve leaks—we have to regrind the valve seat, which is a repair; or we may have to take that valve seat out, and we may call it repair. But it is really a renewal of one part of the apparatus. Now, in all these little things we have been in the habit of calling them repairs, and a repair is in general to correct for depreciation. The accountants say repairs and depreciation. One is the cause, and the other is the method taken to correct the damage done by that cause. Now, at the end of the year we will find that they have in the repair account—and, more correctly speaking, not "repairs or renewals," but "repairs and renewals"—certain items charged up which we would have to pay for because we could not run the works if we did not. Now, there are certain other things going to happen which we cannot contemplate definitely, and the best we can do is to use our experience and the results from statistics, take the experience of men who understand the business, and thus say about how much this accruing liability owing to depreciation will amount to.

"At the end of that year we have paid a certain amount for repairs and renewals. There has a certain amount of depreciation occurred during that year which has not been paid for, but it must

be paid for out of the earnings of the year, or we must deplete our capital. So we have to determine how much we shall set aside from year to year out of our profits, making the best possible estimate we can to be on the safe side as conservative men, to take care of that accrued and accruing depreciation—just as real a loss as the coal that goes into the boiler.

"Now, that accruing and accrued depreciation will be of two characters: There will be certain things, like a boiler, which may give out in ten years or twenty years. They might be taken care of by paying for them out of the earnings for the year in which they fall in, though it would be a dangerous practice. It would almost invariably lead to a variation in dividends, or at least to a variation in profits. But beyond all that, there is the depreciation, which will finally result in the main parts of the plant having to be abandoned, and that is the main thing that must be covered by what we call depreciation. It would be a great deal better for the company to set aside a fund for depreciation—paying for depreciation by setting aside a certain amount each year. It could be called a reserve for depreciation, and that would be an excellent title for it. Such is the title frequently used in Europe, where, with all due respect, they are a little more logical in their accounting than we are in this country. The title I frequently use is 'Depreciation Sinking Fund,' 'Depreciation Reserve.'

"Having determined the amount of depreciation and how much that is per thousand, reckoned on the sales, then the question comes: 'What shall we do with that amount of money that we have taken out of our profits so that when the day comes to renew the plant we will have the money to renew it with?' It is not enough to do as is sometimes the practice—show the reduction in the asset without giving thought as to what we shall do with the liability; but we must

provide the funds with which to renew the plant. The method I prefer is to set up a sinking fund at compound interest. We can figure up very easily how much is required at a certain percentage on your capital each year, and put aside each year a certain sinking fund that, with the interest, will produce the amount necessary when the property has lived its life.

"But another way has been used, more especially in America, and that is to take what they call erroneous surplus earnings and put that into extensions of the plant, with the idea that as the plant is extended, while the plant on the other side has not been provided for, yet the asset is now even, and this is a perfectly legitimate way, but it is not taken out of the surplus earnings. The earnings have not been figured out until such amounts have been taken out. It is just as real a charge against the business as coal or labor. It will deplete the capital just as readily if you try to pay for it out of your capital.

"If we were going to set up a sinking fund," we would determine how much was required per thousand feet, determine the per cent on the depreciable property, and see how much at 4 per cent—if we thought we could make 4 per cent throughout the term—would be required; and put such per cent of the property into the sinking fund each year. If we are going to put into our plant, we would then have to bear in mind that the increased earnings of the plant so put in would be merged with our general earnings. We could not aggregate those earnings, because it would be too complicated and absolutely unnecessary. We would simply, if we determined that the plant had twenty years of life, take from our earnings one-twentieth of the amount that went into the extensions of the plant. That ought to increase our earnings on the property and, while we would have to put more in each year, we would have a greater amount to pay it with, and I always prefer very much to follow this method.

"Of course, the reason why the last method—taking one-twentieth—has been followed by gas companies in the past has been for two or three reasons: Gas companies have—especially in the west—continually been up against it by reason of the need of further capital to take care of their extensions. No, if they did this—took this amount of money and put it into the bank for a sinking fund—it simply means that they would have to go and get more capital from the stockholders all the time. In the past the gas companies have done fairly well, have paid a fair interest, have had surplus profits which they put back in this way, and, therefore, they were taking care of the depreciation, in my opinion, in many cases not knowing it. The day has come when they have got to figure very closely in the gas business. They must figure these things with care and know exactly what they have got to do, and especially if the price is to be controlled.

"It is getting to be the general custom of the companies to set aside a depreciation reserve in one form or another. We know that the properties are depreciating, and the only safety is to have such a margin between nominal cost, which does not take into account depreciation, and real cost—to give a sufficient sum to put back into the business to take care of its depreciation.

"I understand I have been quoted in the Holyoke case. This case was an extremely interesting one, and is a very complicated one. It was the case of a city wishing to take over the plant of the Holyoke Water Tower Company under a law recently passed in Massachusetts. When we came to examine their books we found that they had kept an account with the gas works and that the debits were dumped in on one side, the credits on the other, and as this extended over many years, there was a large amount of analysis to be done to determine whether a thing was a repair or whether it was a con-



struction item—construction or repairs, they were all in together. We had to analyze those items within a certain time. Having made up for reference a statement of construction items, whether repairs or construction proper, we went through each amount and determined which were construction and which were probably repair amounts. We found that the total was 11.16c and I divided that up between repairs of works and repairs of distribution and found a certain amount left which I thought we could fairly put against the depreciation, which had not yet been discovered.

"Mr. Bemis probably did not take into consideration that I was talking about Holyoke alone. I was not talking of matters applicable to gas companies in general and I was thinking of the simplicity of Holyoke conditions. The Holyoke plant is not a coal gas plant exclusively, or was not then. The amount of coal gas made at that time was less than two-thirds and the amount of water gas more than one-third of the output. It was a combined plant. But the chief point is that those were Holyoke conditions. If there is any man in the business that has ever refused to be led into generalizations, I am that man, because of my bitter experiences. I would never go on a stand and claim that what was applicable to Holyoke was applicable to all the companies in the United States. Holyoke is a very simple New England town not hampered by local conditions in any way, no congestion of traffic, no trouble from electrolysis, while in Chicago I suppose the conditions, next to New York, are the most complicated in the United States—congestion of traffic, considerable pavement, unquestionably a tremendous danger from electrolysis, and the expense for work much greater than in a place like Holyoke, especially on labor account. I think there they were not paying over \$2 a day for twelve hours' work in the gas house,

and for common day labor, \$1.25 or \$1.50. Now that the Holyoke plant is in the hands of the city and under the control of the commissioners, they are making them set aside 5 per cent a year on depreciable property as well as putting aside enough to redeem their bonds in fifteen years. I think the amount to be set aside is in the neighborhood of 25c per thousand—between 20c and 25c.

"Some years ago a certain gas company came into New York and the man who made the estimates for the pipe laying of the company, an extremely able man, a man who had been successful right along, was found to be away off on his estimates on pipe. I think I am safe in saying that the cost was three times what he expected, and his explanation to me was this: 'I have never had to do with a metropolitan city before, and I had no conception of how the cost would run up as compared with a city of 200,000 inhabitants.'

"I have seen in New York, for instance, right near my residence, men struggling for a week to get around an obstruction in the street, putting in all the talent they had and then finding that the parts they had made and the drawings they had made to get around some place, did not fit, and all work would stop and they would be forced to wait until they had sent to the foundry for other parts to be made, and then come back and do the work all over again. This costs money.

"In addition to current repairs and renewals paid for from year to year, there is the item of accruing depreciation. But when you go to the question of reserve, you have the contingencies of the business outside of the contingency of depreciation. I do not look upon depreciation as a contingency. It is a fact. I do not say that it is an abnormal depreciation or something that is not likely to occur, but it is something that does occur. There are certain contingencies that we must take care of and no living man can tell in advance

what they are going to be. I refer to one which could not have been foreseen years ago; that is depreciation on account of electrolysis; and it cannot be estimated to-day, for no man can estimate what electrolysis is going to do. No man knows enough about the gas business to say when pipes will give out on account of electrolysis. It is a subject that is being investigated closely by gas men, and my partner happens to be chairman of the committee that is investigating it for the American Gas Light Association.

"I started out feeling a little pessimistic about it, and after reading the draft of his report the other day, I am a great deal more so. This question of electrolysis is a very serious one. We find that pipes are charged with a definite potential, a definite amount of current, and we know that that current is leaking from the pipes into the ground, especially the moist ground. We know that it has the effect of cutting away the pipe. We know that night and day it is going on, and we have every reason to believe that sooner or later it is going to get into our system seriously. As long ago as 1894 we found definitely that in the city of Atlanta electrolysis had already greatly injured their pipes and we had to do a large amount of work on account of it. I went there and saw it myself, handled the pipes, and there wasn't any doubt of electrolysis, for it was all through certain districts.

In addition to electrolysis, there are other things that come in, and very serious things. And as I will tell you, the English people cover those in a different way. There is the question of variation in price and material. We know that coal and oil change in value and we have seen very material changes in the last five years. We know that iron in different parts is largely changing in value, and that has to be used, not only in construction, but in operation—in renewals, etc., and the price has to be

taken into account. Service pipes that are cut out have to be renewed, and it is an operating charge that is part of the repair and distribution system. Those repairs to-day are costing considerably more money per unit than they were ten years ago. As prudent business men we know that we cannot take the minimum of everything and say that that is what it would cost because it is costing that now. We must have some elasticity. In ordinary business we have elasticity in the ability to shift our prices, and that is what they do in England. They have permission to do so from Parliament. But that could not be done here, and certainly not if the price is to be controlled by any legislative body. I have a case in mind where within five years the coal bill from one year to another varied \$50,000, and this was not a large company, either.

"I think a fair figure for repairs and current renewals would be about 10c, provided you could have 5c more for accruing depreciation. There still remains the question concerning these contingencies such as electrolysis, variation of the price of materials, possible explosions, fires, etc., and I think that you ought to add about 5c more for that. Regarding the contingencies and extraordinary things that may happen, we can consider for a moment the practice in England:

"These matters there are all decided by national government: Parliament as the legislative body, and the Board of Trade as the executive body. There they take this position: that if they control the price of gas and control the dividends to be declared, they must also leave safe margins for companies to operate under. Under the new Model Bill, the companies are permitted, and I think required to put aside 1 per cent of their capital each year to provide for extraordinary things, as fires, explosions, and the like. This is regarded as an insurance fund. Whether the money is

be used or not has to be determined by appealing to one of the courts, especially charged with that duty. The fund can go on increasing until it becomes 1-20 of the capital, when it must cease to be added to. If, however, it is depleted in any way, or drawn from, then the company commences to make it good. Having once established the twentieth, they keep it up to that amount. Beyond that is the well-known reserve fund, and I think it is rather curious that Parliament, in saying that they shall not put aside an amount for depreciation distinctly, does not seem to recognize that they cover it very fully in this reserve fund.

"They are permitted to put aside a certain amount each year, dependent in most cases on a sliding scale arrangement which shall be held subject to the use of the company and not dictated about by the court. For the evening up of dividends we would not need any depreciation fund if we could always pay out of the year's earnings the depreciation made manifest and still not reduce our dividends. So they are permitted there to draw from this reserve fund such an amount as will be necessary to keep their dividends even, and in extreme cases they are even allowed to raise the price of gas.

"Now, this reserve fund takes care of the fluctuations in the price of coal, etc., and that is what it is really for, the actual fluctuations and commercial conditions that no man can foretell: the extraordinary, unexpected and unforeseen things that may occur are covered by this insurance fund. Now, these things are the things I would cover in my 5c for the final reserve.

"I cannot say whether the figure "53.53" given by the Peoples Company contains the full 10c for current depreciation, repairs and renewals, or not. I believe that if they have put in less than 10c they will find that they have got depreciation to take care of over and above ordinary running depreciation; that

is to say, that their repairs are creeping up on them. At any rate, 5c for accruing depreciation and 5c for reserve should be added to that cost.

"Here are some interesting figures regarding English companies. As I have stated they are not allowed to charge specifically for accruing depreciation. Now naturally their tendency will be to get into repairs everything that they honestly can. But you must also bear in mind that their accounts are all checked up by chartered accountants regularly. Under such circumstances the repairs would probably be as nearly correct as could be gotten in view of human weaknesses. And we will take the metropolitan district of London for one, and we find there three great companies, the Gas Light and Coke, the Commercial, and the South Metropolitan. Their items of repairs and renewals are respectively as follows:

11.44c

13.44c

13.80c

Making an average of 12.89c. There is quite a little variation even in a city like London. These figures simply cover wear and tear, as they call it—what they pay out each year, not being permitted, as I say, to charge up any accruing depreciation, and they get that by the evening effect of their reserve fund to even up their dividends. The figures given are per thousand feet sold. The cost there for material and labor is lower than it is here.

"The highest governmental regulation in England is 16 candle power; and in the South of England it is very often only 13 candle power. In Scotland they run a higher candle power. It varies according to the local conditions with reference to the material for making gas.

"I understand there is a difference of 2 candle power in the gas furnished by the Peoples Company, and the Ogden Company. I do not know the kind of oil which they are using. I will assume a price of 3½c a gallon. This would make

a difference in the cost of about 1.4c for the 2 candles. It would be a little less during the summer and more during the winter.

"In taking up the subject of capitalization, there comes in the question of structural value and business. I could put up a plant, the best in the world, and have no sales, and stay there, perhaps, waiting for people to come to me. I must spend money to get business. It is just as much a part of the capital as is the investment for bricks and stone and iron.

"The question of capitalization is one of the most complicated questions we have to deal with. We can not separate the question of capital from the question of what is a fair amount of income to be paid on the capital. The two must be taken together. If we are to be held down to paying interest on what has actually been put into the business, without any allowance for those expenses which cannot be shown in actual tangible assets, then no doubt we must be allowed a higher percentage of profit. Therefore, I say the two things must go together.

"In deciding upon what basis we must fix the capital, we must fix the return on the same. If you are going to keep down to the actual cost of building up a business—then I think we ought to have in a business like the gas business at least 10 per cent returns, and I am encouraged in that belief by the practice in England, especially of the older companies, where they are allowed 10 per cent.

"For illustration, let us take the figure of capitalization given by Mr. Bemis: \$3.20. At 10 per cent this would produce 32c. On the other hand suppose we take the figure given by Mr. Cowdery: \$5. Then I would say that perhaps a lower per cent would be fair.

"If you take the higher capital then you ought to be content with a lower percent, but if you are going to be held right down to not even structural value but to the actual money that has been

put in, then you should get at the very lowest, 10 per cent.

"In attempting to arrive at a reasonable price for gas, I prefer to take the figures submitted by the company as the cost: 53.53c; because they know more about their books than does Mr. Bemis. Certainly if he takes my Holyoke figures, he is absolutely wrong. I understand that 53.53c includes 6.61c for repairs and renewals. In fact they should allow 10c. Therefore there would be 3.39c to add to bring it up to 10c for renewals. I am taking 10c as the amount necessary to cover repairs and renewals. As we have seen, the English companies run above that. I am going to allow 5c for accruing depreciation. Now, we have 53.53c cost given by the company. Add to that 3.39c, the difference between their renewals and repairs and my allowance of 10c—then add 5c per thousand for accruing liability of depreciation, and we have 61.92c. Now, in addition to that cost, which I believe to be just as real as the cost of the coal, I believe it will be absolutely fair to allow an additional 5c as a reserve fund for contingencies, which will bring it up to 66.92c per thousand. To this amount must be added the interest, which may be figured in many different ways.

"In making these figures I am at a great disadvantage. I have not the basis upon which to work. I make certain claims as to what is required to cover repairs and current renewals and then what is required in addition for accruing depreciation, but in doing so I have taken certain figures given to me as showing what has been included in those accounts, but I cannot tell whether they have been included or not.

"In addition we must take into account the things which are liable to happen which may not happen, but which should be provided for if they do happen; and if, by taking account of those things which may happen but cannot be calculated upon, a large surplus fund should be built up, then it is unmistakably my

opinion that such reserve fund should never be capitalized, that we should follow the English practice and when it gets to a certain amount, hold it there as a reserve fund. Let the payments to the reserve fund cease for the time being. Let it be used strictly for that purpose. But the accruing liability on account of the depreciation, I assert and repeat, is just as real as the labor and the coal. If I could tell you what is included in the 53.53c I believe I could make a calculation with a fair degree of accuracy.

"In discussing the question of difference in cost of distribution, between the two companies, we are up against the classification of accounts. I do not know but that I could take these two accounts and vary them considerably—taking from one and adding to the other, and I believe I was doing the right thing. Certain companies have certain ways of charging up their general expenses. One will say: we will charge 1-3 to distribution, and 2-3 to manufacture; and others will charge up differently. Therefore, when you come to these close discriminations, and draw any definite conclusions from them, you are following a very unsafe course.

"I would estimate the cost of structural value alone disassociated from the cost of getting business at \$4 per thousand feet of sales.

"I understand that Prof. Bemis stated that 5 per cent on the capitalization based on \$3.20 as the cost of the plant per thousand would be a satisfactory return. The proposition to me seems ridiculous, and I have had a very large experience in getting capital invested. In addition to the structural cost, there is necessarily a large amount of capital that goes into building up the business. The capitalization of the Peoples Company is given to me as \$68,000,000.00. The questions of capital and interest are wrapped up in each other. Of course I would not, for a moment, say that on the basis of \$68,000,000.00 10 per cent ought to be paid. On a basis of \$4 per thousand feet

of output, I think 10 per cent would be high. I think about 8 per cent income would be all right.

"The question of what is a fair capitalization per thousand, taking into consideration the getting of business, is a hard question to discuss, without knowing more than I do know regarding details here. But I should think that between \$4.50 and \$5 would be a reasonable capitalization. When I went into business we were charging in many places \$4 per thousand feet for gas, and in larger cities \$2.50 and \$3.00. It did not require a great deal of business acumen to see that you could make more money cutting the price; but this does not establish the general proposition that we can keep on reducing until we get to 10c, when we could make more money at \$1. This is, of course, absurd. The question is: where must we stop so that the people may get their dues from the company and the company itself a fair profit?

"I believe that the gas companies as a rule can be trusted to get down to the price where they believe they will get the most profit. They make mistakes, and undoubtedly have in the past, by not getting down fast enough. And I do not believe there is much more of this to be done until our conditions change in America. I think we are getting close to the place where a cut in the price is going to be a cut in the profits. We can go down to a certain point and cut down our cost, by the increased make or the increased distribution, but after awhile we get to a point where we have got to the economical unit for development, and then we do not get the decreased cost.

"Suppose we had today a 10,000,000 unit, and we were only using 6,000,000 of it, and we got that up to its maximum output. We get a decreased cost and an increased profit on that unit. Now, suppose the demand was such that we had to put in another unit, and, looking to the future, we felt it was not advisable to put in any less than a unit, and we put in the additional unit. That unit

would not be working to its maximum efficiency for the present. It would not be turning out gas as cheap as the other unit, and it is possible the cost might be increased later on by the addition.

"I think after you get to any such size of business as the present Peoples Company has, that you can not reckon on much by increased business, and I am tempted now, as a conservative business man, to say that this company must look out, for the thing is getting so big that it will be almost too big to handle, and there might be an increase of difficulty of management on that account. I would not regard it as a reasonable proposition for this Committee to rely on the increase of business that would come to the company as the result of reduction in the price of gas, to furnish it a reasonable profit on its investment.

"There are very few companies in cities of over 50,000 inhabitants supplying gas at 75c per thousand. Cleveland gets material cheap, and the company there has a very low capitalization. It is right down to hardpan. They made their extensions years ago under the high price, and while distributing a low rate of interest, the company having been in the hands of a few strong men, and one man especially, a conservative man, who was satisfied to take a reasonably small return. And therefore they kept building up the plant from their earnings.

"In Cincinnati, under General Hickenlooper, they ran low candle power. He believed in a low price for his gas, giving a large volume with low candle power. Permit me to say a word about Richmond, because it will exemplify what I say about accrued depreciation.

"Richmond has been looking around for some time to know what to do. It has endeavored to hire a number of engineers to tell her. They finally hired a man who was very competent and who went there to see about extensions of property, extensions of plant, etc. He found that, in addition to the money to be spent to extend the property, it was necessary

for them to spend \$709,000.00 to renew what had fallen into bad repair. There is \$700,000.00 odd to be paid for what might have been charged against the gas in the past.

"Upon my return I will send my conclusions from the information at hand, as to what would be a reasonable price for gas, and stating the elements which go to make up that price.

"I am sorry, gentlemen, that I have not had an opportunity to make a more careful examination, and give you more details."

Your Committee has considered very carefully the report made by the auditors, and the statements made before your Committee by the gas experts. The subject is largely a technical one. Our results are obtained by considering the information given to the Committee by experts, and by the exercise of our best business judgment.

We have decided to report eighty-five (85c) cents per thousand cubic feet as a reasonable price to be charged for gas in Chicago, and in so doing, we believe we are reporting a price which will successfully stand the test of litigation in case the gas companies should seek relief in the courts. It is recommended that this price be fixed for a period of five years.

A brief explanation is presented, showing the course of reason followed by your Committee in arriving at the price of 85c. The cost of manufacture and distribution is taken as indicated by the report of the auditors: 45.4548c. This, the auditors state, includes 6.0043c for repairs and renewals. Messrs. Bemis, Cowdery and Humphreys practically agreed that 10c is a fair allowance for current repairs and renewals. The difference between 10c and 6.0043c is 3.9957c, which is added as additional allowance in order to make the full 10c. This gives 49.4505c as the cost of manufacture and distribution, including current repairs and renewals. This is approximately 50c, and we so call it for

convenience. A reserve of 5c is added for contingencies. Mr. Cowdery and Mr. Humphreys agreed that \$5.00 per thousand cubic feet of gas sold is a fair allowance for capitalization, representing structural value and working capital to secure the business. Upon this we allow an income of 6 per cent, or 30c per thousand feet. In this way a total cost of 85c is reached.

#### TABULATION

##### *Showing the Constituent Amounts in the Price of 85c per Thousand Cubic Feet.*

Cost of manufacture.....	28.2204c
Cost of distribution.....	17.2344c

(This includes 6.0043c for repairs and renewals).....	45.4548c
Additional allowance for current repairs and renewals.....	3.9957c

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49.4505c

Approximate cost (allowing full 10c, repairs and renewals).....	50c
Reserve for contingencies.....	5c
6 per cent on capitalization of \$5 per 1,000 ft. gas sold.....	30c

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Total per 1,000 feet.....85c

By a second course of reasoning presented in the Committee, a similar final result is reached. This is done by taking the approximate cost of manufacture and distribution, including current renewals and repairs, as above, 50c. Mr. Humphreys and Mr. Cowdery agreed that 5c per thousand should be allowed for accruing depreciation, and 5c per thousand also for contingencies, or 10c per thousand for both; with a more liberal allowance in this way for reserve, it might be fair to compute the rate of income by allowing 5 per cent instead of 6 per cent. Five per cent on a capitalization of \$5 per thousand cubic feet gives 25c. This makes total of 85c.

#### SECOND TABULATION.

##### *Showing Constituent Amounts in the Price of 85c Per Thousand Cubic Feet.*

Cost of manufacture and distribution, including current renewals and repairs.....	50c
Allowance for accruing depreciation.....	5c
Reserve for contingencies.....	5c
5 per cent on capitalization of \$5 per 1,000 ft. gas sold.....	25c

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Total per 1,000 feet..... 85c

The representatives of the Peoples Company and the Ogden Company strenuously refused to accept the price of 85c as fixed by the Committee. However, Mr. Meagher, representing the Peoples Company, stated that if his company were given the privilege of buying gas from other companies or of leasing mains or plants of other companies, some additional concession would be made by his company, and therefore a price of 88c would probably be accepted by his company.

After considerable discussion the Committee decided to concede such privilege with the understanding that a reasonable consideration should be made for the same. Since the year 1901 there has been no settlement between the City and the Peoples Company, with reference to the claims of the City for compensation, and of the Peoples Company for gas supplied the City for street lighting. At the time of the last adjustment of these matters, there was due the City, as shown by the report of the Comptroller, \$50,657.41. On December 7, 1905, Corporation Counsel Lewis appeared before the Committee and gave his opinion orally regarding said claims. He then stated:

"From that time, 1901, there has been no written contract whatever between the City of Chicago and the Gas Company relating to the price we should pay for gas, on the one hand, or what they should pay for compensation or privileges on the other. Therefore, we have been using gas of the company from that time to

the present, and are indebted for it. We are also indebted for such furnishings and lamps as they have given to us. From the aggregate of these two items you get the indebtedness of the City of Chicago to the gas company. Under the terms of the Economic Fuel Gas Company ordinance, there is a legal provision by which the City is to receive 3 per cent of the gross receipts from one of the elements or kinds of gas, and 5 per cent from the other. Under the ordinance it is provided that you should have annual reports each year of what business the gas company has done, and the relative proportion of which should come to the City. These reports have not been made out any year nor filed in the Comptroller's office, but the contract provides that it was in the power and the privilege of the gas company to credit the City of Chicago such an amount as might be due the City under this ordinance. . . . That you will readily see, gentlemen, has been purely a matter of bookkeeping, and the Comptroller's books are the only source from which you could get statements."

The Comptroller has since called for statements by the Company, and as a result it is indicated that there is due the City, to and including the year 1904, as compensation from the Economic Fuel Gas Company, \$281,985.07; the total amount due the Peoples Company, to and including the year 1905, for gas supplied the City since the last adjustment of accounts is \$1,263,546.38; this leaves a balance of \$981,560.71 due the Peoples Company from the City. This amount will be subject to change by being brought down to amount due at the date of the passage of the ordinance.

As a consideration for allowing the additional privilege asked for by Mr. Meagher, on the part of his Company, the Committee demanded an absolute release and waiver of the balance due the Company as above indicated. The Economic Fuel Gas Company shall continue to pay its compensation on natural gas

sold. The Ogden Company is indebted to the City in the amount of about \$117,000, as compensation,—payments for compensation having been deferred since the suit was instituted by the City of Chicago against the Ogden Company. This amount is to become immediately payable to the City. It was further agreed that the Committee would recommend the dismissal of the suit now pending between the City and the Ogden Company.

It is not intended on the part of the Committee to recommend any change, so far as pending litigation is concerned between the City of Chicago and the Peoples Company, under the ordinance of 1900, fixing the rate of 75c for gas. It is the judgment of the Committee that such litigation should be settled entirely on its merits.

The further privilege asked for by the companies, the right to buy gas or to lease the mains or plants from each other, does not contemplate consolidation of the companies. The Peoples Company is now buying gas of the Universal Company and of the Northwestern Company, and has been doing so for years. Mr. Cowdery testified before the Committee that this is a common practice. Prof. Bemis stated to the Committee that in his opinion the business of supplying gas is a natural monopoly. The arrangement asked for is a temporary one, and the results may be beneficial even to the people. In view of the added consideration for this privilege, the Committee thinks it should be granted.

There are attached to this report, and made a part of it, several Exhibits to which the attention of the members of the Council is directed.

Exhibit E presents a statement of the stocks and bonds issued by the Peoples Company. This statement was furnished to the Committee by Mr. Meagher.

Exhibit F presents figures showing the cost of manufacture and distribution, and the supply of gas, by the Consolidated



Gas Company of New York, for the year 1904. These figures were reported by the Senate Committee which made a thorough investigation into the subject. They are given here for the reason that comparison seems reasonable, to some extent, between New York City and Chicago. The conditions of these two cities are more nearly alike than those of any other large city as compared with Chicago.

We desire to call particular attention to Exhibits G and H, giving valuable statistics with reference to matters directly pertinent to this subject. Particular reference is here made to some of the figures presented in Exhibit H.:

	U. S. Illinois.	
Average price per 1,000 cu. ft. gas sold.....	\$1.035	\$ .903
Average capitalization per 1,000 cu. ft.....	8.47	8.42
Average charge for interest and dividends per 1,000 cu. ft.....	.377	.425
Average structural value per 1,000 cu. ft.....	.723	.793
Average cost of materials per 1,000 cu. ft.....	.307	.211
Average cost of miscellaneous expenses per 1,000 cu. ft.....	.22	.111
Average cost of gas per 1,000 cu. ft. of sales..	.791	.544
Total number of municipal plants...	15	
Average price charged for gas....	\$ .929	
Average capitalization per 1,000 cu. ft.....	3.57	
Average structural value per 1,000 cu. ft. ....	3.42	
Average cost of materials per 1,000 cu. ft. ....	.305	
Average cost of miscellaneous expenses per 1,000 cu. ft.....	.124	
Average cost of gas per 1,000 cu. ft. of sales .....	.724	

Exhibit I presents statement of operations and balance sheet of the Peoples Company, covering the period from 1897 to 1904, inclusive. This is taken from the Investors' Manual of 1905.

It seems to your Committee that the desirability of now reaching an agreement with the companies with reference to a maximum rate is evidenced by the futility so far of the effort to secure cheaper gas for the people of the City of Chicago under the ordinance of October 15, 1900, fixing the rate of seventy-five cents. A brief reference here to the litigation following the passage of such ordinance may be of interest.

The ordinance of October 15, 1900, was to become effective January 1, 1901. On December 31, 1900, a bill was filed by the Peoples Gas Company restraining the City from the enforcement of this ordinance. The case was argued before Judge Grosscup, and an oral opinion was rendered by the court January 15, 1902. This was followed by the filing of an amended bill by the Peoples Company June 5, 1902. On July 30, 1902, Judge Grosscup entered a decree dismissing the bill for want of jurisdiction.

The bill alleged that the charter of the gas company constituted a contract which was protected by the United States constitution, and this was given as the ground for the jurisdiction of the United States Court. The bill charged that by its charter the company had the right to sell gas throughout the City of Chicago, and the City had not the right to compel the Company to sell gas for less than \$3 per thousand. The court held that because divisional relief was not asked for, the court was without jurisdiction, the bill having set up a charter extending throughout the City of Chicago, and a number of other gas companies having been consolidated into the Peoples Company the court held that the protection of the charter did not extend throughout the City of Chicago, but only to the pipes laid by the Company before the consolidation.

Inasmuch as the Peoples Company had not asked for divisional relief, that is, relief as to such territory as it had laid pipes in prior to the consolidation, there

was no such contract as that alleged in the bill.

The judgment rendered was subsequently amended so as to be in effect without prejudice to any other suit in respect to the question of the power of the City Council under the laws of the State of Illinois. The effect of this decision was against the Company, merely as to the contract set up which covered the whole city. The Supreme Court affirmed this decision in April, 1904.

On June 8, 1903, Mr. D. O. Mills, a stockholder of the Peoples Company, filed a bill alleging that the City had no power to pass the ordinance of October 15, 1900. The City demurred to the bill, and the demurrer was overruled by Judge Grosscup January 25, 1904, the court holding that the City had no power under the laws of the State of Illinois to pass the ordinance of October 15, 1900.

The question was argued a second time and again Judge Grosscup held that the City had no power to pass the ordinance, and entered an injunction restraining its enforcement. Thereafter the City filed an answer setting up collusion between said Mills and the Gas Company. This step again raised the question of jurisdiction. If the court should find the suit collusive, the effect of the finding would be to dismiss the suit for want of jurisdiction. It would not in any wise prejudice a new suit for the purpose of litigating the question of the power of the City of Chicago to pass the ordinance, or to question the reasonableness of the price named in that ordinance—seventy-five cents.

The Peoples Company, under the decision of the United States Supreme Court, has the right to again raise the question of the contract contained in its charter as to all of the territory in which the original Peoples Company laid pipe prior to consolidation, and in all other territory in which it has laid pipes since 1897, because the State of Illinois, whose decision would be controlling, has in the meantime held that the effect of the con-

solidation was not the creation of a new company, and the decision of the highest court of the state on a construction of state statute would be controlling. This was the ruling in the quo warranto suit brought by the State's Attorney. The question of the power of the City to pass the ordinance has not been litigated, and the Company also has the right to litigate the question of the reasonableness of the price established.

It will thus be seen that more than five years has been consumed in litigation between the Peoples Company and the City without any definite result, and there still remain three different questions which may be successively litigated in the lower courts and in the Supreme Court. How many more years may be consumed in such litigation is merely a matter of conjecture.

These conditions certainly warrant the Committee in recommending that the Council reach a satisfactory agreement between the City and the companies.

The fact should not be lost sight of that the City is now acting by virtue of the authority given under the recent constitutional amendment. As is well known, Judge Mack has already decided that the law under which we are now acting is illegal; we have confidence that the Supreme Court of this state will confirm the legality of the constitutional amendment. However, this question should be taken into consideration as an argument urging a settlement with the companies at the present time.

In accordance with the views expressed in this report, an ordinance is here presented, fixing 85 cents as a reasonable price to be charged for gas supplied to the people of Chicago, and providing for the acceptance of the ordinance by the various companies in order that the arrangements agreed upon in committee may become immediately effective between the City, the people and the companies.

At the meeting of the Committee at which the representatives of the Company agreed to accept the conditions of

the ordinance herein reported, a motion was made and carried to the effect that if the proposed ordinance shall be passed on or before February 15th, that the rate for gas fixed in the same, eighty-five cents per one thousand feet, shall go into effect from February 1st, and all consumers shall secure the benefit of such reduced price from that date.

Mr. Meagher, after the adoption of said motion, stated that he would recommend to his Company that such rate be put into effect from February first in case of the passage of the ordinance by the date above suggested.

Your Committee recommends the passage of the accompanying ordinances for the following reasons:

1. The reduction in the price of gas to 85c means, on the basis of the present consumption, a saving to the people of \$1,800,000.00 per year, or a total of \$9,000,000.00 for five years. Assuming that the natural increase in the consumption of gas will be the same for the ensuing five years that it has been for the last five years, the saving to the people will be approximately \$11,000,000.00.

2. Your Committee believes that the people desire immediate relief through a reduced price in gas and instead of possible indefinite relief to be brought about after years of expensive litigation.

3. Your Committee has made a careful, thorough and complete investigation of the subject, and it believes that the price reported to be established is one which the city can successfully defend in the courts, if necessary.

4. Your Committee believes that the price recommended is the lowest possible price which will be accepted by the

companies, thus avoiding further litigation.

5. Your Committee further believes that 85c, in view of all the information which it has been able to secure, is a just, reasonable and conservative price—fair to the people, fair to the city, and fair to the companies.

Your Committee therefore recommends the passage of the accompanying ordinances.

Very respectfully submitted,

LINN H. YOUNG,

*Chairman Committee on Gas, Oil and Electric Light, City of Chicago.*

January 29, 1906.

#### EXHIBIT "A."

THE PEOPLES GAS LIGHT AND COKE COMPANY, CHICAGO, ILLINOIS.

NEW YORK, January 22, 1906.

*Honorable Linn H. Young, Chairman of the Committee on Gas, Oil and Electric Light, of the Common Council of the City of Chicago:*

DEAR SIR—In accordance with your instructions, we have made an examination of the accounts of the Peoples Gas Light & Coke Company, of Chicago, and compared the statement submitted by them as purporting to the cost of manufacturing and distributing illuminating gas in the City of Chicago in the year 1904, with the relative vouchers and the manufacturing accounts in their ledgers. This statement was classified under several headings. We have eliminated from each heading, such items (if any) as were in our opinion erroneously charged therein. The result of our examination is summarized in the following figures:

	As P. G.	stated by L. & C. Co.	As revised by M. M. & Co.	Difference.
Cost of manufacturing .....		31.8193	28.2204	3.5989
Cost of distributing (including renewals)		21.7101	17.2344	4.4757
		53.5294	45.4548	8.0746

We should have been accorded an opportunity of more fully examining several of the distributing and other accounts in the ledgers that bear directly on this investigation, but this was denied us. Had we had access to these accounts the cost of manufacturing and distributing might have been somewhat further modified.

It appears right that we should state that the figures submitted by the Peoples Gas Light & Coke Company include charges for renewals which, we were informed were considered adequate to maintain the property at a fair operating standard of efficiency. These renewal charges were accepted by us in our revision of their figures. No allowance is, however, included in either statement for that wear and tear which is generally conceded to occur in excess of that which is covered by renewals.

Yours truly,

MARWICK, MITCHELL & Co.,  
Chartered Accountants.

CHICAGO, January 26, 1906.

Honorable Linn H. Young, Chairman of the Committee on Gas, Oil and Electric Light, of the Common Council, Chicago:

DEAR SIR—Replying to your communication of even date, I wish to advise you that there is 6.0043c per thousand feet included in the figures for renewals and repairs, in the year 1904, and included in the figures in the distribution of gas, as shown by the Peoples Gas Light & Coke Company and our report.

Yours truly,

MARWICK, MITCHELL & Co.,  
Chartered Accountants.

#### EXHIBIT "B."

CITY OF CLEVELAND,  
Department of Public Service,  
Division of Water,

Jan. 15, 1906.

Mr. Linn H. Young, Alderman, 151 Wash Avenue, Chicago, Ill.:

DEAR SIR—You desired to have me

send you my conclusions relative to the Chicago gas case. I had expected that you or someone else would send me the testimony taken after my own, in order that I might be able to comment upon the same in my letter to you. I am still prepared to refer to such data if you care to send it. Meantime, I will merely summarize the conclusions which I have arrived at up to date:

Manufacturing cost, based on cost of the Ogden Co., plus 1.5c for the difference in c. p. claimed by the Peoples Gas Co. ....	26.36c
Distribution cost of Peoples Co., as reported .....	21.71c
Total cost in burner.....	48.07c
Additional allowance for depreciation .....	3.89c
Total .....	51.96c
Profits at 6 per cent on \$3.20, estimated cost of duplication..	19.20c
Total .....	71.16c

The cost of the Ogden Co. would be 1.5c less on account of the lower candle power, but 1.1c greater on account of the greater cost of distribution claimed by that company, or a net difference of 0.4c. This makes a net cost of practically 71c in the case of each company.

This allows for renewals and repairs about 10c in the case of the Peoples Co. and possibly two or three cents less in the case of the Ogden Co. The New York Consolidated Gas Co. produces about one-fourth of the gas which it makes in the form of coal gas, and therefore requires more extensive repairs. Nevertheless, its entire expenditure since 1884 on all repairs and renewals has only been 10.89c per thousand feet of gas sold.

For meeting extraordinary depreciation, however, I have just computed in the New York case that a further allowance of 3c would be ample, and I think it would be on the safe side, although

hardly necessary, to concede in Chicago also 3c, making a total cost of about 74c in the case of each company on the basis of existing sales. It must be remembered that exclusively water gas plants, like that of Chicago, do not require as large repairs and renewals as do the mixed coal and water gas plants of New York.

Further computations since I was in Chicago, covering the experiences of every plant which has reduced the price of gas in Massachusetts during the past ten years, have shown that an average reduction of 12 per cent in the price has been accompanied by such an increase of sales as to make absolutely no decrease, but even to produce an actual slight increase in the profit. For this, as well as for other reasons and facts of a similar nature, I refer that if your Committee is convinced that the Gas Company could stand a price of 85c on the basis of the present sales, you will be entirely safe in fixing a price of 75c, for the sales would increase so rapidly that within two years the company would be making as much at 75c as it would have made last year at 85c.

Your Committee asked me if the year 1904 would be fairly typical of the cost of gas manufacture. I may have replied in the affirmative, but I should add that the price of materials has fallen since 1904 in New York and Boston so that the cost, in those cities, is about 5c less now than in 1904, and I should expect to find some decrease in 1905 in Chicago.

Although I have not seen the testimony, I have been informed that Mr. Alexander C. Humphreys has testified before your Committee that I did not quote him correctly in the Holyoke case as to depreciation. I wish to state that the Holyoke Co. was a mixed coal and water gas company. At the time of my testimony, I had in mind that it was a coal gas company only, but I have since looked up the returns to the Massachusetts Gas Commission and find that at the time of Mr. Humphreys' testimony,

two-thirds of the gas made was coal gas and one-third water gas. Such a plant would, of course, have a much larger repair and depreciation account than a pure water gas plant like that in Chicago.

Now, Mr. Humphreys in the Holyoke case, in volume 2, pages 242-3 and 264-5, stated very positively that the Holyoke Co., in the year 1897-8, had spent 6.11c for repairs of the works per thousand feet of gas manufactured. He then testified:

"Now, 4c would be enough for that by the ordinary practice. In the same way, coming to distribution, the repairs, meters, services and mains, and current renewals of those, come in at 5.16c. Now 2½ cents will, I think, be generally considered as a fair and perhaps full amount for repairs in that department. In other words, there seems then to be an excess of 5.77c per thousand; which would amount to \$3,050. That is, 2.11c on 68,000,000 feet made and 2.5c on 60,000,000 feet sold; and I consider that ample to cover depreciation and final renewals.

Q. That is, for every thousand feet, according to your allotment, there is an expenditure, apparently, for repairs and renewals, of something like 5c in excess of what should be so spent? A. Of what is ample to take care of a plant, yes.

Q. And you say that that excess amply cares for the question of depreciation? A. I do.

Again, on page 264, he repeats the calculation.

From Mr. Humphreys' schedules on page 210 of the Holyoke case, it appears that the repairs and current renewals at the works were \$4,167.73 and on the distribution system \$3,088.23, or a total of \$7,255.96, which distributed over the 60,000,000 feet of sales, is equal to 12.09c per thousand feet, and this was declared by Mr. Humphreys in that case to be amply sufficient for both repairs and de-

preciation in the plant, which, it will be remembered, is largely coal gas. As quoted above, he stated that for ordinary repairs and renewals at the works, 4 cents would be enough "by the ordinary practice" and 2.5c for repairs and renewals on the distribution system would be "generally considered" as fair.

Mr. Humphreys certainly did not seem in this testimony to refer to any peculiarity in the Holyoke case which differentiated it from other plants, and there was nothing in the evidence to show that it would not be subject to the ordinary depreciation. His computation, which amounts to 12.09c for repairs, renewals and depreciation, would have been only 11.3c if the leakage had been 6 per cent, so that the same depreciation and renewal and repair charge could have been distributed over 64,000,000 feet of gas instead of 60,000,000.

In my own report above, and in my testimony, I used 10.16c as a reasonable basis for repairs, renewals and depreciation in a water gas plant, but have supplemented this in my present statement by 3c in order to be, surely, on the conservative side. It still leaves the reasonable price below 75 cents, while allowing over 13 cents in the case of the Peoples Gas Co. and over 10 cents in the case of the Ogden Co. for repairs, renewals and depreciation. The experiences of both the Boston and the New York companies and the testimony, not only of Mr. Humphreys, but of several other gas engineers in the Holyoke case, confirm the position that 11 cents to 13 cents is a liberal allowance in a water gas plant.

In my Montreal report, I recommended 87 cents because, with the prices prevailing in that city for coal, oil and so forth, I believe it would cost in the holder 41.25c per thousand feet of gas sold, as compared with a net cost in Chicago in the Ogden Co. of 24.86c, while in the Peoples Co. it ought not

to exceed 26.36c. This difference of about 15 cents per thousand feet of cost in the holder will more than explain the entire difference in the price recommended between Montreal, 87 cents, and Chicago, 75 cents. The cost of distribution and profit would have been substantially the same in my computations for Montreal and Chicago had it not been that the taxes were about 2 cents higher in the Canadian city.

Very respectfully yours,

EDWARD W. BEMIS.

#### EXHIBIT "C."

THE LACLEDE GAS LIGHT COMPANY,  
ST. LOUIS, January 3, 1906.

*Mr. Linn H. Young, Chairman, 151 Wabash Avenue, Chicago, Illinois:*

DEAR SIR—I herewith submit my report and recommendations as to the reasonable price to be fixed by the City of Chicago for gas, to be supplied by the gas companies of Chicago to the people of the City of Chicago.

The Peoples Gas Light & Coke Company submits figures of cost for the year 1904, as follows:

Manufacture—

\$ .3182 per 1000 cu. ft. gas sold

Distribution—

.2171 per 1000 cu. ft. gas sold

Total ..\$ .5353 per 1000 cu. ft. gas sold

The Ogden Gas Company reported cost a little less than \$ .50 per 1000 cubic feet of gas sold.

The Chicago Gas Companies have at present works only for the manufacture of water gas, and although coal gas might possibly be made cheaper at present, it would have to be more than 8c per 1000 cubic feet cheaper to warrant the investment of the additional capital, and it is questionable whether such a result could be obtained.

I believe fair figures of cost for water gas, under conditions existing in Chicago, for the year 1904, presuming the

conditions were such as to require only normal expenditures for repairs and maintenance, are, as follows:

Manufacture—

\$ .30 per 1000 cu. ft. gas sold

Distribution—

.2375 per 1000 cu. ft. gas sold

Total ..\$ .5375 per 1000 cu. ft. gas sold

The above figures for distribution in-. \$ .0125, which in the Peoples figures are included in manufacture.

I give these figures with confidence, because the cost of gas sold by the Laclede Gas Light Company of St. Louis were higher for each of the years 1904 and 1905, notwithstanding the Laclede Gas Light Company is manufacturing both coal and water gas.

The cost figures of the Ogden Gas Company were less, I believe, because the Ogden Gas Company is selling gas at 90c per 1000 cubic feet, and finds it hard to meet its interest charges, and is adopting strenuous means to reduce its cost to the lowest possible figure for the time being, which means that its costs are below normal for maintenance, and eventually such costs must be higher, unless good fortune overtakes the company in reduced cost of material.

If a gas company is to fix its selling price close to the cost price, including its interest charges at only normal rates, an allowance must surely be made to cover contingencies likely at any time, and surely at sometime to arise. Such contingencies being, as follows:

*Depreciation of plant* beyond the point where such plant is maintained from year to year.

*Replacement of plant* owing to its being entirely worn out, or owing to extraordinary changes incident to improvement in apparatus, sometimes necessitating replacement of buildings.

*Extraordinary changes in Main system* owing to the City growing beyond the foundation of the system installed.

*Extensive damage* owing to fire or ex-

plosion, not only in the Gas Works, but in the streets, consumers' houses, etc., for illustration, such damages as occurred in Boston about five years since.

To cover this item, which we will name a reserve, I consider 10c per thousand cubic feet as small an amount as can with safety to the corporation's interest be laid aside for such contingencies.

The Peoples Gas Light & Coke Company reports \$0.3492 per thousand cubic feet sold as necessary to pay its interest on bonds, and 6 per cent dividends on its stock, therefore in determining the price to be fixed for gas in Chicago, I add these two amounts to the cost figures heretofore given, and obtain the following:

Cost .....\$ .5375 per 1000 cu. ft. gas sold  
Reserve ..\$ .10 per 1000 cu. ft. gas sold  
Interest and dividends—

\$ .3492 per 1000 cu. ft. gas sold

Total ..\$ .9867 per 1,000 cu. ft. gas sold  
But as the price to be fixed would naturally be for a term of years, and as the interest and dividend charge per 1,000 cubic feet of gas sold will grow less as the consumption increases, I would give, as a reasonable figure to be fixed as the selling price of gas, 95c per 1,000 cubic feet of gas sold. The Peoples Gas Light & Coke Company has offered to reduce the price to 90c per 1,000 cubic feet of gas, as a basis of agreement with the City. This means that in order to avoid any controversy with the City, the Company is willing to temporarily lay aside less than 10c per 1,000 cubic feet as reserve, or pay less than 6 per cent dividends upon the stock, or both.

To my mind it is entirely proper for the City to accept the proposition of the Peoples Gas Light and Coke Company fixing the price at 90c per 1,000 cubic feet, but I believe greater justice would be shown to all the people of Chicago if, instead of the Peoples Gas Light & Coke Company making a price of 90c, it would agree to make the price 80c per 1,000 cubic feet of gas, with the provision that the first 1,000 cubic feet passing through

any meter, each month, should be charged at the rate of \$1.00 per 1,000 cubic feet.

This plan makes the price the same to the consumer using 2,000 cubic feet monthly, reduces the price to the consumer using more than 2,000 cubic feet, and makes it gradually more for consumers using less than 2,000 feet monthly.

Consumers of 1,000 cubic feet monthly, and less, are considered by the gas companies of today that have given this matter greatest study, as unprofitable consumers, and are only desired by companies to the extent that they may be educated to become larger consumers. By this statement I mean to say that if gas companies had no consumers using more than 1,000 cubic feet of gas monthly each, that they could not live and sell gas at \$1.00 per thousand feet. Therefore, in reducing the price below \$1.00, the consumer using 1,000 cubic feet of gas and less monthly, is not paying his just share of returns upon the capital invested, and it is only just to those consumers that are using more than 1,000 cubic feet of gas monthly, that the smaller consumer should pay his just share of interest, and give larger consumers the benefit to some extent of the profit they are turning into the Company.

I sincerely hope that my efforts have been a help to you in obtaining knowledge regarding the facts governing the supply of gas, its costs and profits.

Respectfully submitted

E. G. COWDERY.

EXHIBIT "D."

BANK OF COMMERCE BUILDING,  
31 Nassau St., Corner Cedar,  
NEW YORK, January 12, 1906.

*Linn H. Young, Esq., Chairman of Committee on Gas, Oil and Electric Light of the City Council, 151 Wabash Avenue, Chicago, Ill.:*

DEAR SIR—Referring to my testimony delivered before your Committee on the 8th inst., and to your request that I

should cover, in writing, my recommendations as to a price for illuminating gas in Chicago, fair to the consumer and fair to the seller, I submit the following:

This fair price should cover the final cost of the gas up to the point of consumption and a reasonable profit on the capital reasonably invested to ensure the best possible service to the public, all things considered.

In arriving at the final cost, we must include not only all current expenditures, but also such accrued and accruing liabilities, on account of operating cost, that are indicated by intelligent opinion based upon practical experience in the gas business.

In arriving at an opinion as to a reasonable rate of profit upon a reasonable amount of capital, we should not be controlled nor even too much influenced by general data or averages; we should consider the case in mind, and try to include all the local conditions influencing for and against a low structural cost and capitalization.

As I explained to the Committee, I have not recently made a detailed examination of Chicago gas conditions, but I have in the past been familiar with these conditions. While, therefore, I cannot claim to be in a position to decide, to a fraction of a cent, the proper amount of each of the many items entering into the cost of manufacture and cost of distribution (including in the latter, in accordance with the classification of accounts you have been considering, all items of cost not covered under the general heading of manufacture), I do feel competent, by reason of my wide experience and my past special experience with Chicago conditions, to advise you with a sufficient degree of assurance.

A question of vital importance is always involved in that of depreciation. As I endeavored to make clear to the Committee, depreciation is a factor which is always present in a manufacturing business. This depreciation is unceasingly acting to reduce the value of such assets



as are subject to wear and tear and exhaustion. Such depreciation, if not fully provided for out of current earnings, must to that extent reduce the value of assets.

This depreciation does not manifest itself uniformly from year to year. Repairs and current small renewals can be currently met and charged to an account called "Repairs and Current Renewals," and so carried into profit and loss account for the year; but there will be each year an accrued liability for the depreciation which has taken place but which has not manifested itself in an immediate breakdown or exhaustion of plant. In other words, although the several parts of plant be kept up to as full a condition of efficiency as is possible through minor repairs and renewals, there will come a time when such parts will have to be renewed as a whole. Here it is to be carefully borne in mind that the parts of plant which have the longest life are, as a rule, those which have cost the most, and, hence, cannot be paid for out of any one year's earnings.

As I explained, I always prefer to consider the cost of depreciation as a whole. It is apparent that the cost of that portion of depreciation which is covered by expenditures currently made for repairs and current (minor) renewals, is determined for us each year by the facts as they develop; but that portion which has accrued and which will continue to accrue as a liability as to each part of the plant to the end of its life, can only be estimated. This estimate must be determined by expert judgment based upon experience, and here no general rules can be blindly followed, for each case has to be considered in connection with its controlling conditions.

The statement has sometimes been made that the charges to "Repairs and Current Renewals" over, say, a period of twenty years, can be taken as representing the average cost of depreciation. This is not so if any of the parts of the plant have

a longer life than twenty years, as is the case in a gas property.

From a consideration of the conditions to be met in Chicago, I estimate that the total cost of depreciation will here amount to 15c per 1,000 feet of sales. Such portion of this as is not covered by the expenditures charged yearly to "Repairs and Current Renewals," should be taken out of income and set aside in one way or another to meet the accrued and accruing depreciation as explained.

Furthermore, there are contingencies liable to be met which should be provided for, such as increases in cost of materials and labor; extraordinary renewals (outside of ordinary wear and tear); outside damage to life and property occasioned by explosions or fires; strikes; electrolytic damage, etc. Especially must reference be made to the last named item—electrolysis—for it is well known that here is a destructive agent silently and unobtrusively at work which, in Chicago, has already occasioned great damage and expense.

I was informed in the Committee that the Peoples Company stated its cost in round numbers to be:

Manufacturing .....	31c
Distribution .....	22c

Total cash cost per 1,000 for 26 candle power gas..... 53c  
not including anything for depreciation except actual current expenditures, and, therefore, without allowance for accruing depreciation.

In view of the Chicago conditions, as I understand them, this result is satisfactory, and indicates efficient management.

Included in this cost there is said to be 6.9c for current repairs and renewals. As I estimate the total for depreciation at 15c per 1,000, I should add for accruing depreciation  $15 - 6.9 = 8.1c$  per 1,000, but as there appeared to be some question whether there might not be some cash repairs in addition to the 6.9c, I will assume that 10c has been included for re-

pairs and current renewals, and add for accruing depreciation only..... 5c

Total cost independent of contingencies ..... 58c

Reserve for contingencies, as explained ..... 5c

63c

To arrive at a fair selling price, we must now add such an amount per 1,000 feet of gas sold as will pay a fair return on capital invested, bearing in mind the nature of the business, and we must also determine what is a fair capital on which to allow this return.

These two questions of amount of capital and rate of return are necessarily tied together. Prof. Bemis, you inform me, has claimed that the Company should be allowed to pay interest only on the structural value of plant. If such a policy were to be enforced, industrial enterprise would be checked and perhaps killed. It costs money to build up a business as well as to build the plant, and working capital is required to carry on a business; the capital legitimately invested in establishing and carrying on the business is entitled to a return as much as the capital invested in plant.

I am further informed that Prof. Bemis has stated that, in his opinion, \$3.20 per 1,000 feet of annual sales can be taken as representing the structural value of the plant of the Peoples Company. I can not see how Prof. Bemis can have accurately determined this figure, considering his limited opportunities and limited practical experience. To make a reliable appraisal of the property would take many weeks of work by a large force of competent experts.

I should think that \$4 was likely to be nearer to the *structural* value per 1,000 of annual sales.

Mr. Cowdery, who is acknowledged by those in the business to be unusually well qualified as an expert in gas values, and who has been familiar with the Chicago

gas plants for years, gives, I was told, as his estimate of capital value, including structural value, and the cost of building up and carrying on the business, \$5 per 1,000 feet of annual sales.

But let us for the moment consider Prof. Bemis' figure of \$3.20. On an estimate of such a character, professedly covering only present structural value, 10 per cent is a reasonable profit to allow. Even in Great Britain, where the companies enjoy a virtual monopoly and assured dividend under parliamentary control, original capital was generally allowed a 10 per cent return, and the reduced return to the "auction clauses" affects only the new capital subsequently brought in to expand the business already established. Furthermore, in London, the operation of the "sliding scale," usually increases the income from the original 10 per cent capital to over 13 per cent. Likewise, in Massachusetts, where the control of the Commissioners ensures a virtual monopoly to existing gas companies, many of these companies pay dividends as high as 10 per cent.

I have shown the probable cost plus reserve for contingencies to be.... 63c  
10 per cent on \$3.20..... 32c

Selling price..... 95c  
Take my suggestion of structural value and allow 8 per cent, and we have ..... 63c  
8 per cent on \$4.00..... 32c

95c

Suppose we take Mr. Cowdery's more liberal figure of \$5; then 7 per cent might be taken as fair, and we have ..... 63c  
7 per cent on \$5.00..... 35c

98c

I was informed by your Committee that the total capitalization of the company is something over \$68,000,000, and that the amount of annual sales are supposed to be about 11million thousand feet. This would show a capitalization

of about \$6.20 per thousand. On such a capitalization it would be fair to allow an average of 5 per cent.

Then we have .....	63c
5 per cent on \$6.20.....	31c
	<hr/> 94c

I have especially introduced these several calculations to illustrate my contention that the determination of capital to be allowed and return on capital should be interdependent.

If a concern is entitled to a liberal return on structural value in connection with a hazardous business, then no injury is done to the buyer if the amount of that return is spread over a larger amount of capital through a lower rate.

In this connection, I was informed that the Chicago gas companies have offered to reduce their price for gas from \$1.00 to 90c per thousand.

Let me now refer, as requested, to three other points. It is stated that the Peoples Gas Company has published statements showing that for some years past it has paid its regular 6 per cent dividend and laid by a considerable surplus.

This word "surplus" is unfortunately too often loosely used in American accounting. The word should properly indicate profits over and above dividends paid. But no such surplus can be accumulated unless accrued depreciation is first provided for; and all of the statements made at the hearing indicated that the gas company had not been thus providing for this real item of loss.

Companies may provide for depreciation by means of a so-called "surplus" fund; but surplus is, in that case, a misnomer, for there is no surplus until all losses, paid, payable and accruing, have been included in the year's profit and loss account.

This brings me to the second point:

A competent firm of accountants is engaged in auditing the Peoples Com-

pany's books to determine whether that company's statement of costs is correct. To do the work thoroughly will take a long time, and not only the experience and skill of the accountant is required, but also the advice of one skilled in the gas-business to discriminate between charges to operating cost through "repairs and current renewals account" and construction and other asset accounts. A thoroughly competent discrimination in this respect is necessary to determine the right figure of cost at the burner, not to speak of separating this cost accurately between manufacturing cost and distribution cost.

The third point is the question: To what extent will a decrease in price lead to increase in sales, and if the sales are largely increased will that materially decrease cost?

Undoubtedly the reduction in price will somewhat stimulate sales. But we cannot blindly draw conclusions from the effects produced by the heavy reductions made in the past. The selling of gas has been so carefully and intelligently pushed during late years in connection with reduction to the moderate price of \$1 that there is not a wide margin remaining.

With regard to the probable effect of increased sales upon cost, if the company is now selling 11,000,000,000 cubic feet per year, there is little, if any, margin left for reduction in cost, either of manufacture or distribution, owing to increased sales. For, with such enormous sales, manufacturing units of the largest economical magnitude are already employed and multiplied, and the distribution system is already, at recurring periods, reaching its economical capacity for efficient service, necessitating periodical enlargement. Under these conditions, if an abnormal increase in output followed a reduction in price, it might even cause a temporary increase in the cost of gas until the new plant was economically loaded.

In general, it may be safely assumed

that the increase in future sales in Chicago will have but little effect upon the cost of the gas.

I have not gone into the question of how the average price of 90c per thousand offered by the companies might be best applied—whether as a flat uniform rate of 90c or a variable rate dependent upon each consumer's requirements. This question, I was informed, was introduced to your attention by Mr. Cowdery.

Undoubtedly, it is right that each consumer should pay his proper share of the cost, and the small consumer does not pay his share under a uniform rate.

But to determine what system of differential prices would yield a uniform profit on each 1,000 cubic feet sold, and, at the same time, produce an average of 90c per thousand for the entire output, would require an exhaustive examina-

tion of Chicago conditions. Furthermore, the yearly change in these conditions would doubtless materially alter the average price produced by any fixed scale of prices.

In my opinion, it is advisable, at the present time, to agree upon a reasonable average price and leave open the question of differential rates to insure equitable returns from all classes of consumers.

Finally, from the facts given to me in the hearing and now briefly recapitulated, I do not hesitate to say that the offer of the Chicago Gas Companies to sell their gas at an average of 90c per thousand is a fair one, and should be accepted by the city.

Yours very truly,

ALEX C. HUMPHREYS.

#### EXHIBIT E.

STATEMENT SHOWING AMOUNT OF STOCKS AND BONDS ISSUED BY THE PEOPLE'S COMPANY, FURNISHED BY MR. MEAGHER.

##### Bonds:

1. First mortgage 6 per cent bonds of the People's Gas Light & Coke Company, dated November 9, 1874, and due November 1, 1904..\$ 2,100,000
2. Second mortgage 6 per cent bonds of the People's Gas Light & Coke Company, dated December 5, 1874, and due December 1, 1904. 2,500,000
3. First consolidated 6 per cent bonds of the People's Gas Light & Coke Company, dated April 1, 1893, and due April 1, 1943..... 4,900,000
4. First mortgage 5 per cent bonds of the Chicago Gas Light and Coke Company, dated July 1, 1887, and due July 1, 1937..... 10,000,000
5. First mortgage 6 per cent bonds of the Equitable Gas Light and Fuel Company of Chicago, dated July 1, 1885, and due July 1, 1905.. 2,000,000
6. First mortgage 5 per cent bonds of the Consumers' Gas Company, dated December 1, 1886, and due December 1, 1936..... 4,246,000
7. First mortgage 7 per cent bonds of the Illinois Light, Heat and Power Company, dated November 18, 1885, and due November 1, 1915 ..... 500,000
8. First mortgage 6 per cent bonds of the Lake Gas Company, dated July 1, 1885, and due July 1, 1915..... 300,000
9. First mortgage 5 per cent bonds of the Chicago Economic Fuel Gas Company, dated January 2, 1893, and due January 1, 1916..... 2,500,000
10. Hyde Park Gas Company bonds..... 200,000
11. Mutual Fuel Gas Company bonds..... 5,000,000
12. Calumet Gas Company bonds..... 250,000

December 31, 1904..... 600,000

Total .....\$35,096,000

## Stocks:

Issued August 2, 1897.....	\$25,000,000
Issued December 10, 1899.....	3,750,000
Issued September 10, 1901.....	4,219,100
Total .....	<u>\$32,969,100</u>

## EXHIBIT F.

## STATEMENT OF THE COST OF GAS SOLD BY THE CONSOLIDATED GAS COMPANY OF NEW YORK FOR THE YEAR 1904.

## A. Cost of Manufacture.

Total amount produced.....	8,984,950,000 cu. ft.	
		Average cost per 1,000 c. f.
1. Gas Production:	Amount.	
Coal (including labor and cartage, less residuals) ..	\$ 876,306.90	
Coke (including labor and cartage).....	90,491.26	
Fuel oil and labir.....	6,112.06	
Gas oil .....	1,431,070.90	
Lime .....	4,909.65	
Oxide .....	14,020.84	
Water .....	26,786.80	
Oil waste, etc.....	5,793.79	
Cartage .....	19,717.09	
Labor .....	420,128.68	
Total (net) for material and labor in production.	\$2,895,337.97	.3222
2. Repairs:		
Apparatus .....	\$ 161,151.49	
Buildings .....	25,089.82	
Tools and implements.....	17,422.45	
Total repairs .....	\$ 203,663.76	.0227
3. Expense (?) .....	72,331.81	.0080
4. Distribution .....	35,294.57	.0039
5. Storage Station expenses.....	51,886.89	.0058
6. Replacements (depreciation) .....	268,686.22	.0299
7. Experiments .....	1,698.33	.0002
Total cost of manufacture.....	\$3,528,901.55	.3927+
Cost of gas manufactured by other companies, 4,928,474,990 cu. ft. ....	1,671,650.17	.3391+
Total amount of gas manufactured and purchased, to be distributed, 13,913,424,990 cubic feet.....	\$5,200,551.72	.3737+

## B. Cost of Distribution.

1. Expense .....	\$ 569,564.64
2. Distribution .....	297,642.12
3. Repairs to gas stoves.....	44,202.65

Mains .....	123,392.60	
Services .....	67,518.18	
Meters .....	144,307.87	
Buildings .....	18,576.15	
Tools and implements.....	12,204.99	
Street lamps .....	2,962.88	
4. Depreciation in value of materials and supplies.....	8,921.70	
5. Interest on consumers' deposits.....	32,492.42	
6. Bad and doubtful debts.....	107,736.01	
7. Replacements of mains, meters, services, etc.....	181,741.57	
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Total cost of distribution.....	\$1,611,263.18	.1158+

*C. General Expenses.*

1. General office .....	\$ 248,139.41	
2. Vacations and sickness.....	8,358.40	
3. Automobiles .....	3,109.65	
4. Advertising and legal.....	59,999.12	
5. Water rates .....	136.00	
6. Real estate rents .....	44,551.05	
7. Gas Company's Mutual Aid Society.....	5,582.37	
8. Superannuation .....	13,723.00	
9. Insurance .....	55,653.74	
10. Taxes .....	779,306.33	
11. Replacement of horses, wagons and harness.....	5,908.00	
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Total general expense.....	\$1,224,467.07	.088+
Grand total of all expenses.....	\$8,036,281.97	.5775+

## EXHIBIT G.

CAPITALIZATION OF GAS WORKS IN 30 CITIES, PER MILE OF MAINS AND PER 1,000 CUBIC FEET OF  
*From Brown's Gas Directory for 1905. Compiled by Hugo S. Grosser, City Statistician*

City.	Capitalization.			Net Rate.	Annual Out-put in 1,000 feet.	Process of Manuf.
	Per Mile of Mains.	Per 1,000 cubic feet sales.	Candle Power.			
New York:						
Consolidated .....	\$ 45,655.00	\$ 3.70	24	\$1.00	22,000,000	Coal and Lowe.
Brooklyn Union.....	40,640.00	4.53	24	1.00	7,300,000	Springer.
New Amsterdam....	213,180.00	17.05	25	1.00	2,500,000	Lowe.
St. Louis:						
La Clede.....	43,333.00	7.64	20	1.00		
Philadelphia:				F-80-80	3,400,000	Lowe and Coal..
Suburban .....	27,027.00	16.00	20	1.15	250,000	Lowe and Coke (
Baltimore .....	39,877.00	8.65	20	.85	2,850,000	Lowe and Coal.
Cleveland .....	8,421.00	2.60	19	.75	1,500,000	Coal.
Buffalo .....	38,888.88	23.57	18	1.00	620,000	Coal.
Pittsburg .....	30,215.00	17.60	20	1.00	625,000	Lowe and Coal.
Milwaukee .....	19,808.00	4.01	18	1.-80		
				80-80.	1,800,000	Lowe and Coke.
Detroit .....	25,706.00	6.05	20	.90		
				F-.80	1,870,000	
Washington .....		3.41	25	1.00	1,700,289	Lowe and Coal.
Louisville .....	17,647.00	6.85	18	1.00		Coal.
				F.-75	525,000	Coal and Water.
Indianapolis .....	16,665.00	9.68	19	.90	575,000	Coal and Lowe.
Providence .....	10,833.33	3.20	20	1.05	982,000	Coal and Lowe.
Kansas City.....	30,629.00	8.09	24	1.00	1,643,610	Lowe and Coal.
St. Paul.....	31,342.00	9.73	22	1.10	573,000	Coal and Lowe.
Toledo .....	5,190.00	4.15	18	.95		
				F.-70	250,900	Coal and Lowe.
Columbus .....	26,295.00	45.30	18	1.00	65,000	Coal.
Syracuse .....	36,258.00	11.54	19	1.00	377,000	Lowe.
Omaha .....	33,158.00	13.54	25	1.85	419,000	Lowe.
St. Joseph.....	35,000.00	7.00	20	1.00	250,000	Coal and Lowe.
Portland, Ore.....	14,814.00	8.69	18	1.25	220,000	Lowe.
Albany .....	25,000.00	6.25	26	1.00	400,000	Springer.
Grand Rapids.....	14,833.33	3.66	18	.90	606,000	Coal and Lowe.
Troy, N. Y.....	30,000.00	7.60	25	1.80	250,000	Shields.
East St. Louis.....	20,833.00	12.50		1.10	80,000	Coal.
Harrisburg .....	39,215.00	16.00	24	1.25	126,000	Lowe.
City Plants:						
Richmond, Va.....	\$ 11,764.00	\$ 2.68	25	\$1.00	373,000	Coal and Lowe.
Holyoke, Mass.....	18,400.00	6.12	18.5	1.20	115,000	Coal and Lowe.
Duluth, Minn.....	10,063.00	4.92	17..	.75	98,000	Lowe.
Chicago:						
Peoples .....	\$ 35,080.00	\$ 6.18	24	\$1.00	11,000,000	Lowe.

## EXHIBIT I.

SHOWING STATEMENT OF OPERATIONS AND BALANCE SHEET OF THE PEOPLES COMPANY, COVERING THE PERIOD FROM 1897 TO 1904, INCLUSIVE, TAKEN FROM THE INVESTORS' MANUAL OF 1905.

## OPERATIONS.

	1897.	1898.	1899.	1900.	1901.	1902.	1903.	1904.
Gross receipts.....	\$ 7,125,439	\$ 7,265,526	\$ 8,096,319	\$ 9,090,337	\$ 9,653,746	\$11,056,413	\$11,854,300	\$12,014,065
Operating expenses.....	3,688,976	3,795,301	3,513,037	4,417,786	4,792,442	5,913,211	6,440,362	6,335,881
Net .....	\$ 3,436,463	\$ 3,470,225	\$ 4,583,282	\$ 4,672,550	\$ 4,861,304	\$ 5,143,202	\$ 5,414,438	\$ 5,678,284
Bond interest.....	1,842,300	1,842,300	1,857,300	1,857,300	1,857,300	1,857,300	1,857,300	1,853,550
*Charged off.....	.....	.....	464,409	534,175	611,536	680,586	656,451	690,569
Net for stock.....	\$ 1,594,163	\$ 1,627,925	\$ 1,961,572	\$ 2,301,075	\$ 2,402,168	\$ 2,637,316	\$ 2,900,707	\$ 3,131,144
Per cent on stock.....	6.37	6.51	6.84	7.63	7.29	8.06	8.80	9.51
†Divident, 6 per cent.....	.....	.....	.....	.....	.....	.....	.....	.....
Surplus for year.....	.....	.....	\$ 1,720,123	\$ 1,720,123	\$ 1,784,632	\$ 1,978,146	\$ 1,978,146	\$ 1,978,146
Sales manufactured gas (cubic feet)...	5,795,124,203	6,114,587,330	6,879,419,985	7,425,979,603	617,536	679,178	922,561	1,155,996
Miles street mains.....	1,525	1,584	1,705	1,729	1,797	1,867	1,872	1,940
Number meters.....	199,473	230,293	274,604	300,077	323,089	342,150	347,750	359,327
Number gas stoves.....	.....	.....	47,689	66,345	83,771	105,844	125,181	145,222
Public lamps.....	32,425	28,023	25,121	24,980	24,911	25,000	24,948	24,974
Gas arc lamps.....	.....	.....	.....	.....	.....	.....	23,477	33,337

\*For street mains abandoned, renewals, repairs, and bad debts, not stated separately prior to 1899.

†Amount not stated in reports prior to 1899, but 6 per cent was paid each year.



## BALANCE SHEET, December 31.

## ASSETS.

	1897.	1898.	1899.	1900.	1901.	1902.	1903.	1904.
Plants, franchises, etc.....	\$60,181,559	\$61,762,139	\$65,420,560	\$66,431,317	\$69,009,442	\$70,305,302	\$71,145,318	\$72,188,763
Materials .....	441,434	453,914	467,667	490,469	578,179	782,582	1,000,476	881,902
Securities .....	201,577	1,451,577	1,475,956	1,475,956	2,196,596	2,245,682	2,245,681	2,243,682
Accounts receivable.....	167,204	174,045	200,766	186,174	315,439	389,851	444,805	483,128
Deposits for bond coupons.....	347,212	355,156	354,364	332,474	351,331	350,805	346,680	348,804
Gas bills receivable.....	673,268	742,827	839,642	904,048	865,230	851,938	869,306	739,614
City of Chicago.....	235,820	66,717	140,422	12,605	49,802	.....	.....	.....
Cash .....	1,320,408	1,006,303	196,269	468,829	1,785,923	935,819	686,915	1,860,247
Central Trust Company.....	.....	1,972,586	.....	.....	100,300	104,227	99,227	68,242
Other bills receivable.....	100,000	.....	.....	.....	.....	.....	.....	.....
	\$63,668,481	\$63,535,809	\$69,145,628	\$70,811,938	\$75,252,302	\$75,946,706	\$76,866,053	\$78,713,918

## LIABILITIES.

	1897.	1898.	1899.	1900.	1901.	1902.	1903.	1904.
Capital stock.....	\$25,000,000	\$30,000,000	\$30,000,000	\$30,000,000	\$35,000,000	\$35,000,000	\$35,000,000	\$35,000,000
Bonds .....	34,246,000	34,246,000	34,496,000	34,496,000	34,496,000	34,496,000	34,496,000	35,000,000
Deposits for gas bills.....	301,574	120,189	77,819	69,009	72,724	84,715	102,238	131,188
Accounts payable.....	321,348	237,047	348,396	344,304	364,457	368,192	351,634	360,335
Coupons past due.....	348,575	356,645	355,900	354,280	353,205	352,173	348,540	350,250
Accrued bond interest.....	176,191	217,858	217,858	217,858	217,858	217,858	217,858	270,368
Profit and loss.....	3,274,791	3,408,129	3,649,574	4,130,521	4,748,067	5,497,227	6,349,788	7,505,787
Bills payable.....	.....	.....	.....	700,000	.....	.....	.....	.....
	\$63,668,481	\$63,535,809	\$69,145,628	\$70,811,938	\$75,252,302	\$75,946,706	\$76,866,053	\$78,713,918

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*Be it Ordained by the City Council of the City of Chicago:*

SECTION 1. That no corporation, company or companies, firm or person, manufacturing, selling, supplying or distributing gas in the City of Chicago for illuminating or for fuel purposes, shall charge, exact, demand or collect from any consumer thereof, for the next five year from and after the taking effect of this ordinance, more than the sum of eighty-five cents for one thousand cubic feet of gas consumed or used. Said sum of eighty-five cents per one thousand cubic feet of gas shall be the net price charged, exacted, demanded or collected from each consumer; provided, however, that any corporation, company or companies, firm or person, distributing or selling gas in the City of Chicago, may charge ninety-five cents per one thousand cubic feet of gas furnished to such consumer in all cases where payment at the rate of eighty-five cents per one thousand cubic feet is not made to said corporation, company or companies, firm or person, within ten days from the date of bill for same. The illuminating gas so furnished shall afford a light of not less than twenty-two candle power, to be measured and ascertained at the places of consumption in said city by the most modern appliances known to science for measuring the candle power of illuminating gas.

SEC. 2. That any company, corporation, person or persons, who shall, during the five year period above mentioned, remove any meter or meters from the house, store, factory or premises of any consumer of gas in the City of Chicago, against the will and consent of any such consumer of gas who is willing to pay for gas furnished him, it or them by such company, corporation, person or persons, and tenders the amount due at the price established and fixed in Section 1 of this ordinance, shall be subject to a penalty of not less than twenty-five dollars nor more than two hundred dollars for each and every offense;

provided, however, that any company, corporation, person or persons furnishing gas to consumers in the City of Chicago shall have the right to remove any meter or meters for the purpose of repairing the same, on condition that such meter or meters so removed shall be replaced, or a new one substituted in its place, within twenty-four hours of the time of the removal of any such meter or meters.

SEC. 3. That any company, corporation, person or persons who shall, in violation of the provisions of the preceding sections, charge or require the City of Chicago, or any citizen thereof, or any consumer of gas therein, to pay for gas furnished to it or them, or either of them, during the five year period mentioned in Section 1, a sum in excess of the rates specified in said Section 1, or who shall, during said period, furnish to the said city of Chicago, or any citizen thereof, manufactured gas of less than twenty-two candle power, shall be subject to a penalty of not less than twenty-five dollars, nor more than two hundred dollars, for each and every offense.

SEC. 4. That the ordinance passed by the City Council of the City of Chicago on October 15, 1900, regulating the maximum prices of gas to be charged to consumers and to the City of Chicago by persons, firms or corporations manufacturing, selling or distributing gas within the City of Chicago be and the same is hereby repealed, except as hereinafter provided.

SEC. 5. That the repeal of the ordinance mentioned in the preceding section shall not affect suits pending or rights existing at the time this ordinance takes effect or penalties then incurred, but the City of Chicago and all persons, firms, companies or corporations who were consumers of gas within the City of Chicago during any portion of the time said ordinance was in effect, shall hereafter have the right, severally and respectively, to bring and maintain such

suit or suits in any court or courts of competent jurisdiction for the purpose of recovering any and all penalties, demands, overcharges or claims based on or growing out of the rights conferred by said ordinance of October 15, 1900, in the same manner and to the same extent as if said ordinance had not been repealed; and the said ordinance of October 15, 1900, shall continue in full force and effect for all the purposes aforesaid.

SEC. 6. That any company or companies manufacturing or distributing gas may purchase or sell gas to or from any other company or companies manufacturing or distributing gas in the City of Chicago; and any such company or companies may lease and demise to any other company or companies, mains, pipes, meters, works, plant and appliances, or any part thereof, of such company or companies, on such terms as said companies may agree upon, and such other company or companies may take and acquire the mains, pipes, meters, works, plant and appliance, or any part thereof, so leased and demised, and thereafter operate the same and manufacture and distribute gas by means thereof; and such purchase and sale of gas, or such lease and demise of pipes, mains, meters, works, plant and appliances, or any part thereof, shall never be held or construed to be an abandonment or waiver of any ordinance rights of the company or companies so selling gas or leasing and demising its mains, pipes, meters, works, plant and appliances, or any part thereof, nor as authorizing the assignment of any ordinance vested in the company so selling gas, or leasing and demising its mains, pipes, meters, works, plant and appliances, or any part thereof, nor as authorizing a lease and demise of franchise rights not authorized by the laws of the State of Illinois.

SEC. 7. Section 13 of the ordinance passed February 25, 1895, and accepted March 4, 1895, granting the right to the Ogden Gas Company to construct, main-

tain and operate gas works in the City of Chicago and Section 12 of the ordinance passed July 23, 1894, accepted August 22, 1894, granting the right to the Universal Gas Company to construct, maintain and operate gas works within the City of Chicago, and each of said sections shall be and they are hereby repealed; provided, however, that nothing herein contained shall ever be held or construed as in any manner prejudicing or affecting the right of the City of Chicago to purchase the entire plant of said Ogden Gas Company and all its property and effects of every kind and description within the City of Chicago, at the appraised value thereof at the time and in the manner and subject to the terms and conditions expressed in Section 14 of said ordinance granting to the Ogden Gas Company the right to construct, maintain and operate gas works in the City of Chicago, nor as in any manner prejudicing or affecting the right of the City of Chicago to purchase to entire plant of said Universal Gas Company and all its property and effects of every kind and description within the City of Chicago, at the appraised value thereof at the time and in the manner and subject to the terms and conditions expressed in Section 13 of the said ordinance granting the right to the Universal Gas Company to construct, maintain and operate gas works within the City of Chicago.

SEC. 8. The Ogden Gas Company and any company or companies manufacturing or distributing gas, to whom it may sell gas or to whom it may lease and demise its mains, pipes, meters, works, plant and appliances, or any part thereof, as hereinbefore authorized, are hereby released and absolved from the payment, from and after the taking effect of this ordinance, of the compensation provided to be paid to the City of Chicago in and by Section 9 of said ordinance passed February 25, 1895, granting to said Ogden Gas Company the right to construct, maintain and oper-

ate gas works in the City of Chicago, which said Section 9 of said ordinance be and it is hereby repealed; and the Universal Gas Company and any company or companies manufacturing or distributing gas, to whom it may sell gas or to whom it may lease and demise its mains, pipes, meters, works, plant and appliances, or any part thereof, as hereinbefore authorized, are hereby released and absolved from the payment, from and after the taking effect of this ordinance, of the compensation provided to be paid to the City of Chicago in and by Section 8 of said ordinance Passed July 23, 1894, granting to said Universal Gas Company the right to construct, maintain and operate gas works in the City of Chicago, which said Section 8 of said ordinance be and it is hereby repealed. And the Peoples Gas Light and Coke Company, the Ogden Gas Company and the Universal Gas Company are hereby severally released and discharged from all obligations to make payment of any compensation to the City of Chicago under said ordinances or otherwise; provided, however, nothing herein contained shall ever be construed as releasing or waiving the existing obligation to pay, from and after the passage and taking effect of this ordinance, five per cent of the gross receipts from the sale of natural gas, as hereinafter mentioned.

SEC. 9. The amount due from the Peoples Gas Light and Coke Company to the City of Chicago up to the time of taking effect of this ordinance, being five per cent of the gross revenue derived from the sales of natural gas, shall be paid to the City of Chicago by crediting said amount upon the sum of upwards of \$1,300,000 due from the City of Chicago to the Peoples Gas Light and Coke Company for gas furnished for lighting the street of the City of Chicago by said the Peoples Gas Light and Coke Company. The Peoples Gas Light and Coke Company shall release and discharge the City of Chicago from the payment of the net amount due from the City of

Chicago for gas supplied by said the Peoples Gas Light and Coke Company for lighting the streets of the City of Chicago. The Ogden Gas Company shall pay in cash to the City of Chicago the amount due up to the time of taking effect of this ordinance, being upwards of \$117,000, on account of the compensation provided to be paid in and by Section 9 of said ordinance passed February 25, 1895. The City of Chicago shall release all claims it has against the Universal Gas Company on account of claims for unpaid compensation under said ordinance passed July 23, 1894. The Peoples Gas Light and Coke Company shall pay the five per cent on the gross revenue derived from the sales of natural gas in the City of Chicago from and after the taking effect of this ordinance.

The bill filed by the City of Chicago against the Ogden Gas Company The Peoples Gas Light and Coke Company, and the Farmers' Loan and Trust Company, pending in the Circuit Court of the United States for the Northern District of Illinois, and being general number 25879 of said court, shall be forthwith dismissed by the City of Chicago without costs to either party.

SEC. 10. This ordinance shall first be published in the manner provided by law, and ten days after such publication has been made this ordinance shall take effect, provided The Peoples Gas Light and Coke Company, the Ogden Gas Company and the Universal Gas Company shall severally accept the same in writing, and the Ogden Gas Company pay the amount in cash due the City of Chicago from said Ogden Gas Company, and The Peoples Gas Light and Coke Company acknowledge to the City of Chicago payment in full of all net sums due it from the City of Chicago on account of gas furnished for lighting the streets of the City of Chicago, all during said period of ten days; and upon the taking effect of this ordinance, this ordinance shall constitute a contract by and between

the City of Chicago and said The Peoples Gas Light and Coke Company, and by and between the City of Chicago and said Ogden Gas Company, and by and between the City of Chicago and said Universal Gas Company.

LINN H. YOUNG,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance granting permission to the Bankers' Electric Protective Company to lay electric conductors, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Young moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Gas, Oil and Electric Light, to whom was referred an ordinance granting permission to the Bankers' Electric Protective Company to lay and maintain electric conductors, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

#### AN ORDINANCE

Authorizing the Bankers' Electric Protective Company to maintain and operate a line of wires for the transmission of signals by electricity.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to the Bankers' Electric Protective Company, a corporation organized and existing under the laws of the State of Illinois, to install, construct, maintain and operate a line or lines of electric wires for the transmission of signals for the purpose of carrying on its burglar alarm,

fire alarm, sprinkler alarm and watch service systems. The said line or lines of wires shall be installed, repaired and operated in existing conduits, subways and tunnels under any public street, alley and the Chicago river and its several branches; no authority being granted to open any street or alley, or to disturb any pavement for the purpose of constructing any conduits, subways or tunnels in which to install, repair or operate said line or lines of electric wires. If space shall be rented by said Bankers' Electric Protective Company for placing its line or lines of wires therein, nothing herein shall be construed as in any way granting any new or additional rights or privileges to any other person, persons or corporation now using or that may hereafter use any conduit, subway or tunnel under any street or alley of the City of Chicago, or under the Chicago river and its several branches, for the purpose of carrying on the business of such person, persons or corporation in any way.

Said grantee shall at all times keep on file in the office of the City Electrician plans showing the location of any conduit in which any of its wires are maintained.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance; Provided, however, that this ordinance shall be subject to amendment or repeal at any time prior thereto.

SECTION 3. The grantee may lease subway space from the City of Chicago in any underground conduit, subway or tunnel maintained by the city; the compensation to be paid to the city as rental for the use of such space shall be in accordance with the schedules established in an ordinance passed January 1, 1901, authorizing the City Electrician to rent as therein provided, such space in city conduits, manholes, lateral connections and other parts of the conduit system as may not be occupied, or thereafter re-

quired for the city service; that is to say, for each wire No. 14, or less, used for burglar alarm, sprinkler alarm, fire alarm or watch service signals, the grantee shall pay to the city six dollars (\$6.00) per block per year. All wires shall be measured with Brown & Sharpe's gauge. If the rental for conduit space shall hereafter be changed by general ordinance or ordinances, then and in that case the grantee, its successors and assigns, shall pay such compensation, or rental, as may be prescribed by such general ordinance or ordinances hereafter passed. Where the city has no conduits, subways or tunnels available for the use of the grantee as herein provided, the grantee may rent space from persons or corporations authorized by ordinance to construct, maintain and operate underground conduits, subways or tunnels.

**SECTION 4.** All apparatus, machinery, wires and appliances maintained and operated under this ordinance by said city shall be of modern excellence, and constructed, maintained and operated in first class manner, and all wires maintained by the grantee shall be installed and maintained under the supervision and to the satisfaction of the City Electrician.

It is expressly understood and agreed that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force.

It is further agreed that the grantee herein, at its own expense, will alter, change and remove from under any street, alley, or public way, and from any conduit, subway or tunnel, any and all of its wires that may in any way interfere with the construction and operation of any municipal work hereafter undertaken.

At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee, its successors or assigns, shall remove all its wires from all

conduits, subways and tunnels or public ways.

**SECTION 5.** This ordinance shall not go into effect until the said grantee shall execute and deliver to the City of Chicago a written acceptance of the same, and also a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000.00) with sureties to be approved by the Mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provisions of this ordinance; and further conditioned to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense or liability of any kind whatsoever that may be suffered by the City of Chicago, or which may accrue against, be charged to, or recovered from said City of Chicago by reason of the passage of this ordinance, or by reason of any act or thing done by said grantee herein by virtue of the authority herein granted. If, at any time after the execution and delivery of said bond to the City of Chicago as aforesaid, the Mayor or said City of Chicago shall be of the opinion that the sureties upon said bond are insufficient, the said grantee shall, with five (5) days after the receipt of written notice to that effect, execute and deliver to the City of Chicago a new bond conditioned as aforesaid, with sureties to be approved by the Mayor, and in default thereof the rights and privileges herein granted shall cease and determine.

**SECTION 6.** No work of installation of wires in conduits, subways or tunnels shall be done under authority of this ordinance until a permit authorizing the same shall be issued by the Commissioner of Public Works, countersigned by the City Electrician.

**SECTION 7.** The rights herein granted are upon the express condition that said grantee, its successors and assigns, as compensation for the privileges conferred by this ordinance, will on or before the tenth (10) day of January of each year during the life of this ordinance, pay



into the treasury of the City of Chicago five per cent. (5%) of its gross receipts derived from the transaction of said burglar alarm, fire alarm, sprinkler alarm and watch service business within the city for the year ending with and including the thirty-first (31st) of December of the previous year, and at the time of making the said payment file with the City Clerk a statement in writing of the said gross receipts for the said previous year ending as aforesaid, and for the purpose of enabling the city to inform itself of the receipts of the grantee, the City Comptroller, or some person appointed by him to act for him, shall have access to the books, papers, accounts and records of all fiscal operations of said grantee at all reasonable and necessary times. The amounts found by said City Comptroller or his representative to be the gross receipts of said Company for or from said business, shall be the amounts upon which said company shall pay such percentage. In the event said grantee shall refuse or fail to give the comptroller or said person so appointed by him, access to the books, papers, accounts and records of all the fiscal operations of said company at all reasonable and necessary times, then the Mayor of the City of Chicago may revoke the rights and privileges herein granted and the said rights and privileges shall thereupon cease and determine.

SECTION 8. The City of Chicago at any time prior to the expiration of the term of the privileges herein granted shall have the right to take over the property of the grantee suitable to and used by it for the purposes of this grant, and all appurtenances, equipment and fixtures, and operate the same as a municipal enterprise.

In the event that the City of Chicago shall decide to terminate the grant and take over the properties aforesaid then the city shall pay therefor in cash the net cost of the duplication, less depreciation of said appliances and prop-

erty and there shall be no allowance for earning power or franchise values.

In the event the city shall desire to purchase the property of the grantee as aforesaid, the purchase price of said property shall be determined by appraisal as follows:

One appraiser shall be appointed by the city in such manner as the City Council or Mayor shall direct; one shall be appointed by the grantee, and a third shall be appointed by the two so selected. Either party may appoint its appraiser at any time after the giving of thirty (30) days' notice of intention so to do, and serve written notice of such appointment upon the other party, and such other party within fifteen (15) days after service of notice of such appointment shall appoint its appraiser and serve written notice of such appointment upon the other party; whereupon the two appraisers so appointed shall appoint the third appraiser. In the event that the party first receiving notice of the selection of an appraiser by the other party shall fail to appoint an appraiser, and give notice thereof, as above provided, or in the event that the two appraisers first appointed shall fail to agree upon the third appraiser within fifteen (15) days after notice of the appointment of the second appraiser, either party upon giving written notice of five (5) days to the other party, may apply to the Appellate Court for the First District of Illinois, or a majority of the members thereof, and any appraiser appointed by said court shall have the same powers and duties as if regularly appointed as above provided.

The appraisers shall determine what tangible property, real and personal, owned by the grantee and then used for the purposes of his grant is, reasonably required for its continued operation, and in determining the fair cash value of said property they shall not take into consideration its earning power or the value of any franchise or license, but

shall allow for the property the then cost of duplication, less depreciation.

Nothing in this ordinance contained shall be construed as preventing or interfering with the right of the city at any time to engage in the furnishing of a similar service without making the purchase above provided for.

SECTION 8. The said company shall not at any time, lease, sell or dispose of its property rights or franchises to any person or corporation whatsoever engaged in the same or similar business.

SECTION 9. This ordinance shall take effect and be in force from and after its passage; provided that unless the written acceptance and bond shall be delivered as provided herein within thirty (30) days from the passage hereof this ordinance shall become null and void, and all the rights and provisions herein granted shall cease and determine.

LINN H. YOUNG,  
*Chairman.*

ALSO,

The same Committee, to whom was referred a communication and ordinance in re. status of the Universal Gas Company, submitted a report recommending that the same be placed on file.

Ald. Young moved to concur in the report.

The motion prevailed.

#### BUILDING DEPARTMENT.

The Committee on Building Department, to whom was referred an order for a permit to the Wisconsin Lime and Cement Company to erect a warehouse, submitted a report recommending the passage of the same.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred order, Wisconsin Lime and Cement Co., permit for warehouse, having had the same under advisement, beg leave to report and recommend that the order do pass.

*Ordered,* That the Commissioner of Buildings issue a permit to Wisconsin Lime and Cement Company to erect a warehouse along the line of the Belt Line Railway between Jackson street and Gladys avenue; said warehouse to be 38x100 feet and 12 feet high, to be covered on all sides with galvanized iron and covered with tar and gravel roof.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance amending the Revised Municipal Code in re. erection of buildings, etc. (Permits—Approval of architects' plans, etc.), submitted a report recommending the passage of an accompanying substitute ordinance.

Ald Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred ordinance amending the Revised Municipal Code in re. erection of buildings, etc., having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

#### AN ORDINANCE

Amending certain sections of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 229, 230

and 231 of the Revised Municipal Code of Chicago of 1905 be and the same are hereby amended so as to read as follows:

"229. Permits—When Required—Limitation of Time For.) Before proceeding with the erection, enlargement, alteration, repair or removal of any building in the city, a permit for such erection, enlargement, alteration, repair or removal shall first be obtained by the owner or his agent from the Commissioner of Buildings, and it shall be unlawful to proceed with the erection, enlargement, alteration, repair, or removal of any building or of any structural part thereof within the city unless such permit shall first have been obtained from the Commissioner of Buildings. And if after such permit shall have been granted, the operations called for by the said permit shall not be begun within six months after the date thereof, or if such operations are not completed within a reasonable time, then such permit shall be void, and no operations thereunder shall be begun or completed until a new permit shall be taken out by the owner or his agent and fees as herein fixed for the original permit shall be paid for such new permit."

"230. (Approval of Architects' Plans.) In all cases where a licensed architect shall have completed, signed and affixed his seal to plans, drawings or specifications for any building designed to be erected within the corporate limits of the city, or any structural part thereof, for which a building permit must be procured before the same may be erected, the architect making such plans, drawings, or specifications shall submit same to the Commissioner of Buildings for examination and approval; and, if the same shall comply with the provisions of this chapter the said commissioner shall stamp such plans, drawings or specifications in such a manner as to indicate that same have been examined and approved, and the date of such approval, and such

stamp shall be preliminary to the final stamp hereinafter provided for.

Said preliminary stamp shall be so affixed before any contract or contracts shall be entered into on behalf of said owner in regard to the construction of said building or buildings on the part of said architect or other person or persons."

"231. (Permits—Application For—How Made—How Recorded—Stamped Plans—How Cared For—Return of Same.) Application for such permits shall be made by the owner or his agent to the Commissioner of Buildings. When such application is made, plans and specifications in conformity with the provisions of this chapter, which have been examined and approved by said commissioner as hereinbefore provided for, shall be filed with the Commissioner of Buildings, who shall then issue a permit and shall file such application, and shall apply to such plans and specifications a final official stamp, stating that the drawings and specifications to which the same have been applied comply with the terms of this chapter. The plans and specifications so stamped shall then be returned to such applicant. True copies of so much of such plans and specifications as may be required in the opinion of the Commissioner of Buildings to illustrate the features of construction and equipment of the building referred to, shall be filed with the Commissioner of Buildings and shall remain on file in his office until the completion or occupation of such building, after which such drawings and specifications shall be returned by the Commissioner of Buildings to the person by whom they have been deposited with him, upon demand. It shall not be obligatory upon the Commissioner of Buildings to retain such drawings in his custody for more than three months after the completion or occupation of the building to which they relate."

**SECTION 2.** This ordinance shall be in force from and after its passage and approval and due publication.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance in re. iron and tile house drain pipes, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred ordinance in re. iron and tile house drain pipes, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

#### AN ORDINANCE

Amending Sections 770 and 1718 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended by adding at the end of Section 770 thereof the words "of Public Works," and by striking from the first line of Section 1718 of said code the words "and drainage," and by inserting in the last line of said Section 1718 after the word "Chapter" the words

"All drainage system inside any building shall be tested by the drainage layer or sewer builder, in the presence of the Drainage or Plumbing Inspector, by closing up the end of the drains just outside the building and filling the pipes inside the building with water. The height of the water pressure shall

not be less than eight (8) feet from the closed end to the highest point tested."

**SECTION 2.** This ordinance shall be in full force and effect from and after its passage.

D. V. HARKIN,  
*Chairman.*

#### SPECIAL ASSESSMENT AND GENERAL TAXATION.

The Committee on Special Assessment and General Taxation to whom was referred the appointment of John F. Finerty as member of Board of Local Improvements, vice John Minwegen, submitted a report recommending that the appointment be concurred in.

Ald. Eidmann moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 25, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Special Assessments and General Taxation, to whom was referred the Appointment of John F. Finerty as member of the Board of Local Improvements, vice John Minwegen, having had the same under advisement, beg leave to report and recommend that the said appointment be concurred in.

H. F. EIDMANN,  
*Chairman.*

#### MINORITY REPORT.

In connection with the foregoing report Ald. McCormick (21st ward), submitted a minority report and moved that it be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Honorable Mayor and City Council:*

GENTLEMEN—The minority members of your Committee on Special Assessments and General Taxation, having considered

the communication from the Mayor appointing John F. Finerty, vice John Minwegen, as a member of the Board of Local Improvements, hereby begs to report as follows:

That the position taken by some members of the City Council, that the Council should not in some cases approve of appointments of the Mayor without consideration, and insist upon its right for approval in the case of others, is well taken. The charter of the City of Chicago imposes upon the City Council the duty of passing upon certain appointments of the Mayor, and the Council has no right to divest itself of this duty. In our opinion, the Council should refer all such appointments to the appropriate committee for consideration.

The minority find that in the case now before the Committee on Special Assessments and General Taxation, that John Minwegen has had great experience in street paving and sewer laying during his four years in the City Council and two years on the Board of Local Improvements; that his work on the Board of Local Improvements has been earnest and efficient; that there has been presented no reason for his removal.

The minority wish to call to the attention of the Council the fact that the Board of Local Improvements should be composed of men expert in the paving of streets, laying of sewers, and all matters pertaining to special assessment. It does not believe that the removal of an experienced and efficient man, and his replacement by one inexperienced, is for the good of the city.

The minority members of the Committee on Special Assessments and General Taxation therefore recommend that the action of the Mayor in appointing John F. Finerty, vice John Minwegen be not concurred in.

Respectfully submitted,

ROBERT R. MCCORMICK.

H. F. EIDMANN.

## POLICE DEPARTMENT AND BRIDEWELL.

The Committee on Police Department and Bridewell, to whom was referred a resolution directing the committee to investigate the administration of the Police Department, submitted a report recommending as follows:

Ald. Bradley moved that the report be deferred, published and referred to Committee on Finance.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Police Department, to whom was referred a resolution directing the committee to investigate the administration of the Police Department of the City of Chicago, and also to investigate the charges made in the Chicago Examiner to the effect that a gamblers' trust exists and thrives in Chicago with the connivance and assistance of a part of the Police Department, having had the same under advisement, beg leave to report and recommend that the resolution be placed on file; and further recommend that the Finance Committee make provision in the appropriation for the Police Department for the year 1906 for the addition of 1,000 patrolmen, and horses and equipment for 100 mounted policemen, also for the installation of 250 additional police patrol boxes. The committee further recommend that the findings of the committee accompanying this report be published.

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*To the Mayor and City Council of the City of Chicago:*

GENTLEMEN—Your Committee on Police Department, which was ordered to investigate and report the conditions prevailing in the Police Department, beg leave to submit the following report:

After a thorough investigation we find that the police force of the city is greatly

inadequate. In the year 1897 when the population of the city was 1,619,226, the city had 2,584 men in the Police Department—or one man to every 627 persons. In the year 1905, with a population of 1,999,750, we had 2,196 policemen, or one to every 911 persons—an increase in population of 380,524 and a decrease of 388 men in the department. Of the 2,196 policemen in the year 1905, 1,225 men were assigned to special details or were in citizens clothes, leaving only 971 uniformed men actually patrolling this great city with an area of 190.6 square miles. Of this number 347 men were patrolling the city during the day and 624 men during the night. The Chief of Police informed the committee that he had on the force about 248 men who, because of injuries sustained and because of old age were not competent to perform active police duty, but that he could not retire them, as he wished to do, because of the condition of the pension fund. These men are assigned to special details, such as schools, messenger service and railroad crossings. We find that the police force has decreased in numbers, as above stated, because of the policies of the various Chiefs of Police not to fill vacancies caused by deaths, resignations, dismissals and retirements. This position has been explained by the statement that insufficient money has been appropriated from year to year for the maintenance of the Police Department. The Chiefs found it necessary to use the salaries for the unexpired portion of the year of police discharged, resigned, etc., for miscellaneous purposes.

We therefore recommend that the Finance Committee be directed to provide in the appropriation for the Police Department for the year 1906 for the addition to the force of 1,000 patrolmen, also for horses and equipment for 100 mounted policemen, and for the installation of 250 police patrol boxes.

In reference to the amendment that the committee investigate the charges

made in the Chicago Examiner to the effect that a gamblers' trust exists and thrives in the City of Chicago with the connivance and assistance of a part of the Police Department, the committee begs to report that it addressed a communication to the City Editor of the Chicago Examiner requesting him to appear before the committee and present such information as he might have pertaining to the charges appearing in his paper. The communication was answered stating that inasmuch as he had presented the evidence he possessed to the State's Attorney and the Civil Service Board of the city, he could not see the need of presenting same to a committee who had no power to administer oaths, but, that if it was thought advisable by the committee, he would appear before them. After receiving this communication with the assurance that the evidence had been presented to Mr. Healy and the Civil Service Board, the committee voted to place the amendment on file.

Respectfully submitted,

JOHN J. BRADLEY,

*Chairman.*

#### STREET NOMENCLATURE.

The Committee on Street Nomenclature, to whom was referred an ordinance changing name of 51st street (from Drexel boulevard to Lake Michigan) to Hyde Park boulevard, submitted a report recommending the passage of the same.

Ald. Wendling moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 25, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Street Nomenclature, to whom was referred ordinance changing name of 51st street (from Drexel boulevard to Lake Michigan) to

Hyde Park boulevard, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

#### AN ORDINANCE

Changing the name of 51st street, or 51st street boulevard (from Drexel boulevard to Lake Michigan) to Hyde Park boulevard.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the name of the street heretofore known as 51st street or 51st street boulevard from Drexel boulevard to Lake Michigan, be and the same is hereby changed to Hyde Park boulevard.

SECTION 2. That all ordinances or parts of ordinances conflicting with this ordinance be and the same are hereby repealed.

SECTION 3. This ordinance shall be in force from and after its passage.

PETER A. WENDLING,  
*Chairman.*

#### ALSO,

The same Committee, to whom was referred an order to place names of streets on posts at all street intersections, submitted a report recommending the passage of the same.

Ald. Wendling moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 25, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Street Nomenclature, to whom was referred order to place names of streets on posts at all street intersections, having had the same under advisement, beg leave to report and recommend that the order do pass.

*Ordered,* That the Commissioner of Public Works be and he is hereby directed to have the names of streets

placed on proper posts at all street intersections in the city. The expense of the same to be paid out of the appropriation of \$10,000 set aside for that purpose.

PETER A. WENDLING,  
*Chairman.*

#### ALSO,

The same Committee, to whom was referred an ordinance to change name of 48th court to Lloyd avenue, submitted a report recommending that the same be placed on file.

Ald. Wendling moved to concur in the report.

The motion prevailed.

### UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.

The Clerk, on motion of Ald. Dunn, presented the report of the Committee on License, on an amendment to Section 2028, Revised Municipal Code of 1905 in re. license, deferred and published January 22, 1906, page 2276.

Ald. Dunn moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton Kohout, Hunter, Race—64.

Nays—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 2028 of the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended so that it shall read as follows:

SECTION 2028. (License Fee.) Licenses to second-hand dealers shall be issued for semi-annual periods, beginning on the first day of May and November in each year, and the fee therefor shall be twenty-five dollars (\$25) for each period, or fraction thereof, payable in advance.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance vacating Evans avenue, from 49th to 50th streets, deferred and published January 22, 1906, page 2283.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, The Board of Trustees of

St. Xavier's Academy, located between Evans avenue and Langley avenue, between 49th and 50th streets, have acquired title to the property lying east thereof between Cottage Grove avenue and Evans avenue and between 49th and 50th streets, and are desirous of having said portion of Evans avenue vacated so as to lay out the entire square as a portion of the grounds of said institution; and

WHEREAS, Said portion of Langley avenue is but twenty-seven feet wide and in lieu of the vacation of said portion of Evans avenue proposed to be vacated, they are willing to dedicate for public use the west twenty-seven (27) feet of their property so as to widen said portion of Langley avenue; and

WHEREAS, Evans avenue terminates on the south at 50th street and the vacation of said portion of Evans avenue and the widening of said portion of Langley avenue would be of advantage to the public; now therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of Evans avenue lying between the south line of 49th street and the north line of 50th street, in the City of Chicago, be and the same is hereby vacated; provided, however, that this ordinance shall be wholly void and of no effect unless St. Xavier's Academy or the Board of Trustees or Directors thereof shall within thirty (30) days from the date of the passage hereof dedicate by deed as a public street and open to public use as such the west twenty-seven (27) feet of Lot twenty (20), in County Clerk's Division of unsubdivided lands in the northeast one-quarter (N. E.  $\frac{1}{4}$ ), Section ten (10), Township thirty-eight (38) North, Range fourteen (14), East of the Third Principal Meridian, and shall also file for record in the office of the Recorder of Deeds for Cook County, a map or plat showing the portion of Evans avenue hereby vacated and the strip of land so to be dedicated, and



provided, further, that the City of Chicago shall have the right to enter upon the portion of Evans avenue hereby vacated for the purpose of adjusting, repairing, cleaning, altering or changing the location of any water mains, water pipes, sewers or any other public works which may be in said street. The portion of Evans avenue to be vacated is shown in red and marked "to be vacated," and the strip of land proposed to be dedicated is shown in blue and marked "to be dedicated," on the plat which is attached hereto and made a part hereof for greater certainty.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval, subject, however, to the provisions of Section 1 hereof.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance vacating stub ends of 110th street and 110th place in School Trustees' Subdivision, 16, 37, 14, deferred and published January 22, 1906, page 2284.

Ald. Bihl moved to amend the ordinance by striking out after the word "dollars" in the ninth line of Section 2, on page 2285, down to the word "nor" in the twentieth line of said Section 2.

The amendment was adopted.

Ald. Bihl moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Biewert, Raymer, Larson, Wendling,

Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton. Kohout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Vacating the stub end of 110th street and the stub end of 110th place adjoining Stewart avenue on the east in the School Trustees' Subdivision of Section 16, Township 37 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of 110th street lying between the westerly line of the first alley (projected) east of Stewart avenue and Stewart avenue, adjoining Lots 24 and 25 of Block 2, and Lots 22 and 23 of Block 3, in Horton's Subdivision of Lots 55 and N.  $\frac{1}{2}$  of Lot 58 of School Trustees' Subdivision of Section 16, Township 37 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois, as shown on the attached plat, which is hereby made a part of this ordinance, also that portion of 110th place lying between the westerly line of the first alley (projected) east of Stewart avenue and Stewart avenue, adjoining Lots 45 and 46 of O. H. Horton's Subdivision of the S.  $\frac{1}{2}$  of Lot 58 of School Trustees' Subdivision of Section 16, Township 37 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois, which lots lie to the north of said 110th place, and adjoining Lots 1 and 2 of the Re-subdivision of Lots 44 to 51 of Subdivision of Lot 63 of School Trustees' Subdivision of Section 16, Township 37 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois, which lots lie to the south of said 110th place, as shown on the said plat, be and the same are hereby vacated, inasmuch as the said portions of said streets are no longer required by the public for use as

streets, and the public interest will be subserved by their vacation.

**SECTION 2.** That said vacation shall not take effect unless Farr Brothers Company (a corporation), who may derive a pecuniary advantage therefrom, shall within thirty (30) days after the passage of this ordinance, pay to the Comptroller of the City of Chicago the sum of three hundred and seventy-five dollars; nor unless within thirty (30) days from the date of the passage of this ordinance the said Farr Brothers Company shall file in the office of the Recorder of Cook County a plat showing such vacation.

**SECTION 3.** This ordinance shall be in force and effect from and after its passage, subject to the provisions of Section 2 hereof.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting switch track privilege to Thomas Carey along 43d street at Robey street, deferred and published January 22, 1906, page 2285.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kihont, Hunter, Race—64.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and they are hereby given and granted to Thomas Carey, his heirs, successors and assigns, to maintain and operate the railroad switch track heretofore constructed and operated by him, extending in a southwesterly direction along 43d street at Robey street, and thence along the west side of Robey street from 43d street to 45th street, for and during the period of ten (10) years from and after the passage of this ordinance.

**SECTION 2.** This ordinance shall be subject to modification, amendment or repeal at any time, and in case of repeal all privileges hereby granted shall thereupon cease and determine.

**SECTION 3.** During the life of this ordinance the grantee herein shall keep such portions of said streets as is occupied by said switch track in good condition and repair, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the portions of said streets occupied by said switch track to a condition safe for public travel, similar to the remaining portions of said streets in the same block, to the satisfaction and approval of the Commissioner of Public Works.

**SECTION 4.** The operation and maintenance of the switch track herein provided for shall be subject to all existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized, until a permit authorizing

the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted, the said Thomas Carey shall pay to the City of Chicago the sum of one hundred and fifty (\$150) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become null and void if said grantee or his assigns fails to promptly pay any installment of said compensation. In further consideration of the privileges hereby granted the said Carey shall permit the City of Chicago to construct, maintain and operate, during the life of this ordinance, a railroad switch track substantially as shown upon the plat hereto attached, for the purpose of obtaining access to the property known as the city dump.

SECTION 6. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this

ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to Thayer & Co., to lay a pipe across Shields avenue on a line 110 feet north of the center line of 33d street, for the purpose of conveying steam, deferred and published January 22, 1906, page 2286.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxtor, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Thayer & Company to lay down.

maintain and operate one one and one-half ( $1\frac{1}{2}$ ) inch pipe across Shields avenue on a line 110 feet north of the center line of 33d street, for the purpose of conveying steam. Said pipe shall be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority herein granted shall cease and determine ten years from and after the passage of this ordinance, or at any time prior thereto at the discretion of the Mayor.

SECTION 3. Said grantee shall not construct said pipe or in any way disturb the surface of said street until it shall have secured permission of the Department of Public Works, and whenever said grantee shall make application in writing for said permission and shall comply with the terms and conditions of this ordinance, it shall be the duty of the Department of Public Works, or other authority, to issue the same. Said grantee shall do no permanent injury to said street, or in any manner interfere with any public cable, wire or conduit therein, and shall not open or incur more of said street than shall be necessary to enable it to proceed with advantage in constructing said pipe. Should said pipe interfere with or obstruct in any manner the construction of any municipal underground work, the grantee shall remove said pipe or change the location thereof, as directed by the Commissioner of Public Works, at its own expense and without any expense whatever to the City of Chicago. At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee shall restore said street to its proper condition, safe for public travel, to the satisfaction of the Commissioner of Public Works, so that the portions of said street where said pipe shall have been located shall be put in the same condition, safe for public travel, as the remaining portions of said street in the same block.

SECTION 4. Before said grantee shall

disturb the surface of said street it shall deposit with the Commissioner of Public Works a sum of money sufficient to pay for the restoration to as good a condition, safe for public travel, as the same was in before being disturbed, of so much of said street as it shall have out of the condition in which it found it at any one time; and said grantee shall promptly restore said street, or any portion thereof, to as good a condition, safe for public travel, as the same was in before being disturbed, and shall maintain the portion so disturbed and repaired in such good condition for a period of five years, and do the work of restoration to the satisfaction and approval of the Commissioner of Public Works; whereupon said money deposited shall be returned to said grantee; but if for any reason the amount of said deposit shall have been insufficient to cover the cost of such work, or if any damage shall have been done to any underground work or connection or otherwise not contemplated in the original estimate, which shall have caused increased expenditure, the amount of insufficiency or damage shall be certified to said Comptroller who shall collect the same from said grantee herein, and said grantee shall upon demand immediately pay the same, and no other permit shall be issued to the grantee herein for any other or additional work until the amount thereof shall have been paid. If said grantee shall neglect or refuse to so restore said street, or any portion thereof, then the Commissioner of Public Works may, and with the funds so deposited shall cause the same to be done, and shall repay and refund only the surplus, if any, to said grantee.

Said grantee shall not permit said street or any portion thereof to remain open or incumbered for a longer period than shall be necessary to the prompt execution of the work for which same shall have been opened or incumbered, and it shall erect and maintain suitable barriers and lights to prevent any accident in consequence of such opening or incum-

bering said street or any portion thereof.

SECTION 5. Said pipe and other necessary appliances maintained and operated under authority of this ordinance by said grantee shall be of modern excellence, and constructed, maintained and operated in a first-class manner; and it is expressly understood and agreed that the rights and privileges granted hereunder are subject to all the ordinances of the City of Chicago now in force or which may hereafter become in force, and especially any ordinances concerning the removal or replacement of any underground pipes.

SECTION 6. Before doing any work under and by virtue of the authority of this ordinance, said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the said City of Chicago from any and all loss, damage and expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to, or recovered from said city, from or by reason or on account of the passage of this ordinance, or from or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. The grantee herein shall pay to the City of Chicago as compensation for the privileges herein granted the sum of ten (\$10) per annum in advance each and every year during the life of his ordinance; the first payment to be

made as of the date of the passage of this ordinance and each succeeding payment annually thereafter. It is made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance immediately become null and void if any default is made by said grantee in the prompt payment of any of the installments of said compensation.

SECTION 8. This ordinance shall take effect and be in force from and after its passage and acceptance; provided, the grantee shall file his written acceptance thereof with the City Clerk of the City of Chicago within thirty (30) days from the date of the passage of this ordinance, and shall also within the same period file the bond hereinbefore provided.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on ordinance granting permission to A. B. Mulvey to lay down two electric wires for lighting purposes underneath and across Michigan and Wabash avenues, etc., deferred and published January 22, 1906, page 2288.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be, and they are hereby given and granted to A. B. Mulvey, his heirs and assigns, to lay down, maintain and operate two electric wires for lighting purposes, underneath and across Michigan avenue and Wabash avenue and all north and south alleys between Wabash avenue and Indiana avenue, at a point approximately one hundred and sixty-six (166) feet south of the south line of Garfield boulevard, for the purpose of connecting the building on the southwest corner of Garfield boulevard and Wabash avenue with the building on the southwest corner of Indiana avenue and Garfield boulevard; said wires to be laid, maintained and operated under the direction and supervision, and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority herein granted and given, shall cease and terminate ten (10) years from and after the passage of this ordinance or at any time prior thereto by the revocation of this ordinance by the Mayor at his discretion.

SECTION 3. At the expiration of the term herein granted the electric wires herein authorized shall be removed by the grantee, his heirs and assigns, unless this ordinance shall be renewed, and if so removed said streets shall be restored to their proper condition to the satisfaction of the Commissioner of Public Works, so that the portions of said streets, where said electric wires had been located, shall be put in the same condition and safe for public travel as the remaining portions of said streets in the same block at the sole expense of the grantee herein, and without cost or expense of any kind whatsoever to the City of Chicago.

SECTION 4. The grantee herein, his

heirs and assigns, shall pay as compensation for the privilege herein granted the sum of twenty dollars per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this ordinance, and each succeeding payment annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago.

SECTION 5. No work shall be done under authority of this ordinance until a permit authorizing same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liability, cost, damage, or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to or which may accrue against, be charged to or recovered from said city, from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein given, and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond or the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force then the privilege and authority herein granted shall thereupon cease. It is made an express provision of this ordinance that the privileges hereby granted shall terminate and this ordinance immediately become null and void, if any default is made by said grantee in the prompt payment of any installment of the compensation hereby provided for.

SECTION 6. During the life of this ordinance the grantee herein, his heirs

and assigns, shall at all times keep the surface of the streets over said electric wires in a condition satisfactory to the Commissioner of Public Works, and safe for public travel.

**SECTION 7.** This ordinance shall take effect and be in force from and after its passage and upon the filing of the acceptance in writing of this ordinance by said grantee, said acceptance to be filed with the City of Chicago within thirty (30) days from the passage of this ordinance and the filing of the bond herein provided for.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting the Union League Auxiliary Association permission to construct canopy over sidewalk at Custom House place, etc., deferred and published January 22, 1906, page 2290.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Moynihan, Fick, Harris, Hurt, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—60.

**Nays**—Scully, Kunz, Sullivan—3.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby

given and granted to Union League Auxiliary Association, a corporation, its successors and assigns, to construct, maintain and use a canopy over the sidewalk on Custom House place from the building located on the southwest corner of Jackson boulevard and said Custom House place, said building being known as No. 112 Jackson boulevard, which canopy shall be constructed of incombustible material.

The lowest portion of said canopy shall be no less than thirteen (13) feet above the surface of the sidewalk over which said canopy projects, shall not extend more than sixteen (16) feet and six (6) inches beyond the face of the wall of said building and shall not exceed sixteen (16) feet in width.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications, shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works, and the said Fire Marshal.

**SECTION 2.** The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantee shall remove said canopy without cost or expense of

any kind whatsoever to the City of Chicago.

Provided, That in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense hereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Union League Auxiliary Association, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed the sum of twenty-five dollars, per year, payable annually in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall have first been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessees or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance; said bond and liability of the sureties

thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be kept in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance together with the bond hereinabove provided for, within thirty (30) days.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating a portion of North Paulina street, for Charles N. Godfriaux, in Oviatt's Subdivision in Sheffield's Addition, deferred and published January 22, 1906, page 2292.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

Nays—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Vacating that portion of North Paulina street lying southwest of the right of way of the Chicago and Northwestern Railroad Company, east of Girard street and north of the first alley north of Hervey street.



*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of North Paulina street lying immediately southwest of the right of way of the Chicago and Northwestern Railroad Company, south of Girard street and north of the first alley north of Hervey street, and abutting on Lots 55, 56 and 57, in Tracey M. Oviatt's Re-Subdivision of Lots 45 to 52, in Block 30, in Sheffield's Addition to Chicago, being that portion of North Paulina street shown on the plat hereto attached and marked "to be vacated," be and the same is hereby vacated and closed; provided, however, that this ordinance shall not go into effect and the vacation herein provided for become effective unless Charles N. Godfriniaux shall pay to the City Comptroller of the City of Chicago the sum of seventeen hundred (\$1,700) dollars, and shall also file for record in the office of the Recorder of Deeds in and for the County of Cook, State of Illinois, a plat showing said vacated portion of North Paulina street.

SECTION 2. This ordinance shall take effect and be in force from and after the payment of the compensation herein provided for, and the filing of said plat; provided the same is done within thirty days from the date of the passage of this ordinance.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating alley adjoining Lots 3 to 7, and 40 to 44 in I. R. Diller's Subdivision, deferred and published January 22, 1906, page 2292.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton,

Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

Nays—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that portion of the north and south alley between Claremont avenue and Oakley avenue and Kinzie street and Fulton street, running north from a point beginning eleven (11) feet south of the south lines of Lots seven (7) and forty (40) to a point four and one-half (4½) feet north of the south line of Lots three (3) and forty-four (44), in I. R. Diller's Subdivision of Block forty (40), of Canal Trustees' Subdivision of Section seven (7), Township thirty-nine (39) North, Range fourteen (14), East of the Third Principal Meridian, as show in red on the plat hereto attached and hereby made a part hereof, be and the same is hereby vacated; provided, however, that this ordinance shall not take effect, nor shall the vacation herein provided for become effective, until an alley fourteen (14) feet in width shall have been opened through and upon the south fourteen (14) feet of Lot eight (8), in I. R. Diller's Subdivision of Block forty (40) aforesaid, so as to afford an outlet to Oakley avenue from that portion of the said north and south alley between Claremont and Oakley avenues not vacated by this ordinance, the said new alley to be opened being shown in yellow on the plat hereto attached and hereby made a part hereof.

SECTION 2. It shall be deemed a compliance with the provisions of this ordinance and said ordinance shall take

effect upon the execution, acknowledgment, and filing for record in the office of the Recorder of Cook County by William P. Worth, or whomsoever may be the owner of the property conveyed therein within thirty days of a deed conveying to the City of Chicago for the purpose of an alley the south fourteen (14) feet of the said Lot eight (8), and upon the filing within thirty days for record in the office of the Recorder of Deeds of Cook County of a plat showing the part of the alley hereby vacated and the alley dedicated.

**SECTION 3.** This ordinance shall take effect and be in force from and after its passage and approval, subject to the provisions of the preceding sections.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance granting permission to A. Bolter's Sons to maintain a switch track in block bounded by Fullerton avenue, Herndon street, Belden avenue and Ward street, deferred and published January 15, 1906, page 2171.

Ald. Dougherty moved to amend the ordinance as follows:

Amend Section 3 of said ordinance by adding at the end thereof the following phrase:

"The permission and authority hereby granted may be revoked at any time by the Mayor at his discretion, and thereupon this ordinance shall become null and void."

Amend Section 6 by adding at the end thereof the following language:

"Provided that if default is made in the payment of any of the installments of compensation herein provided for the privileges herein granted shall immediately terminate."

The amendments were adopted.

Ald. Dougherty moved the passage of the ordinance as amended.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

**Nays**—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Authorizing the construction and maintenance of a single switch track by A. Bolter's Sons, crossing the alleys in the block bounded by Fullerton avenue, Herndon street, Belden avenue and Ward street.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby given and granted to A. Bolter's Sons, a corporation organized under the laws of the State of Illinois, its successors or assigns, to lay down, construct, maintain and operate a single railroad switch track in, over, along and upon those parts of the alleys lying west of the Chicago, Milwaukee and St. Paul Railroad track in the block bounded by Fullerton avenue, Herndon street, Belden avenue and Ward street, connecting the premises of said corporation with the track of the Chicago, Milwaukee and St. Paul Railroad Company, in the manner shown by the annexed plat, for and during the period of ten (10) years from and after the date of the passage of this ordinance.

**SECTION 2.** The permission and authority herein granted are upon the ex-

press condition that said A. Bolter's Sons, the grantee herein, will, within ten days after the date of the passage of this ordinance, file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save and keep harmless the City of Chicago from any and all liabilities, damages, loss, judgments, costs and expense whatsoever which may be suffered by, may accrue against, may be charged to or may be recovered from said city by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee in the maintenance or operation of said switch track, or in failing to keep in repair any parts of said alleys which said grantee are herein required to keep in repair, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 3. This ordinance shall at any time before the expiration thereof be subject to modification or repeal, and in case of repeal, all privileges hereby granted shall thereupon immediately cease and determine. The permission and authority hereby granted may be revoked at any time by the Mayor at his discretion, and thereupon this ordinance shall become null and void.

SECTION 4. During the life of this ordinance the grantee herein shall keep such portions of said alleys as are occupied by said switch track in good condition and repair, to the satisfaction and

approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said alleys occupied by said switch track to a condition similar to the remaining portions of the alleys in the same block, and safe for public travel to the satisfaction and approval of the Commissioner of Public Works.

Should said grantee fail to keep in repair any such portions of said alleys in such manner as the Department of Public Works shall direct, then said Department may repair the same, and the expense thereof shall be paid by the said grantee. Should said grantee at the expiration of the privileges herein granted either by lapse of time or otherwise, fail to remove said track and restore said parts of said alleys so occupied by said track to a proper condition, as herein required, such work shall be done by or under the direction of the Department of Public Works of the City of Chicago, and the cost and expense of such work shall be paid by said grantee.

SECTION 5. The maintenance and operation of the switch track herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and operation of switch tracks and railway tracks, and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 6. In consideration of the privileges herein granted said A. Bolter's Sons shall pay to the said City of Chicago the sum of twenty-five dollars per annum in advance, each and every year

during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance and each succeeding payment annually thereafter; provided that if default is made in the payment of any of the installments of compensation herein provided for the privileges herein granted shall immediately terminate.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of its passage said A. Bolter's Sons shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance and a bond as hereinbefore provided.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance granting Elise Kirchheimer switch track privilege across alley in Buckner's Subdivision of Block 5, in the Kingsbury tract, deferred and published January 15, 1906, page 2173.

Ald. Dougherty moved to amend the ordinance as follows:

Amend Section 2 of said ordinance by inserting in the fourth line thereof after the word "ordinance" the following provision:

"Or at any time prior thereto upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void."

The amendment was adopted.

Ald. Dougherty moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz,

Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

Nays—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Elise Kirchheimer, her heirs and assigns, to lay down, construct, maintain and operate one single railroad switch track across the alley in Buckner's Subdivision of Block five (5), in the Kingsbury tract, substantially as shown on the plat hereto attached and made a part hereof.

SECTION 2. That the permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, or at any time prior thereto upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void, provided, however, that this ordinance shall, at any time before the expiration thereof, be subject to modification, amendment or repeal, and in case of repeal all privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portions of said street as are occupied by said switch track in good condition and repair, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto and shall forthwith restore said street occupied by said switch track to a condition similar t

the remaining portion of said street in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the said switch track herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and operation of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In the consideration of the privileges herein granted, and as compensation thereof, the said Elise Kirchheimer, her heirs and assigns, shall pay to the City of Chicago the sum of twenty-five dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. The privileges hereby granted shall immediately terminate and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted the said grantee shall execute a bond to the City of Chicago in the penal sum of \$10,000, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance; and conditioned further to indemnify, save and keep harmless the City of Chicago, from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City

of Chicago, or which may accrue against, be charged to or recovered from said city by reason of or on account of the passage of this ordinance or by reason of or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liabilities of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that within thirty (30) days after its passage the grantee shall file an acceptance in writing of said ordinance, and also the bond herein provided for with the City Clerk of the City of Chicago.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance granting permission to Monarch Refrigerating Company to maintain bulkhead on Michigan street, between Cass and Rush streets, deferred and published January 15, 1906, page 2170.

Ald. Dougherty moved to amend the ordinance as follows:

Amend Section 3 of said ordinance by inserting in the fourth line thereof after the word "ordinance" the following phrase:

"Or at any time prior thereto upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void."

Amend Section 7 thereof by adding at the end of the said section the following language:

"Provided that if default is made in the payment of any of the installments of compensation herein provided for

the privileges herein granted shall immediately terminate."

The amendments were adopted.

Ald. Dougherty moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

**Nays**—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Authorizing the Monarch Refrigerating Company to Maintain a Bulkhead on the North Side of Michigan Street, Between Cass Street and Rush Street.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and they are hereby given and granted to the Monarch Refrigerating Company, a corporation organized and existing under the laws of the State of Illinois, its successors and assigns, to maintain a wooden bulkhead on the north side of Michigan street, between Cass street and Rush street, in said City of Chicago.

**SECTION 2.** The permission and authority herein granted are upon the express condition that said Monarch Refrigerating Company, the grantee herein, will, within ten days after the date of the passage of this ordinance, file with the

City Clerk of the City of Chicago a bond in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save and keep harmless the City of Chicago from any and all liabilities, damages, loss, judgments, costs and expense whatsoever which may be suffered by, may accrue against, may be charged to or may be recovered from said city by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee in the maintenance of said bulkhead, or in failing to keep in repair any part of said bulkhead or sidewalk so used and herein required to be kept in repair, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges herein granted shall thereupon cease.

**SECTION 3.** The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, or at any time prior thereto upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void, and the ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

**SECTION 4.** During the life of this ordinance the grantee herein shall so maintain said bulkhead that the surface thereof shall remain in good condition and repair, and all work done hereafter under and by virtue of the rights and privileges granted by this ordinance shall be subject to and conform to such rules and regu

lations as the Commissioner of Public Works of said city may make for keeping in repair the portions of the sidewalk so used for said bulkhead, and said grantee shall, at its own expense, keep and maintain said portion of said sidewalk in good condition and repair, to the satisfaction of said Commissioner of Public Works.

SECTION 5. The maintenance of the bulkhead herein authorized shall be subject to all the existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and maintenance of bulkheads and sidewalks, and the use and maintenance of same shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 6. Upon the termination of the rights and privileges herein granted by expiration of time or otherwise, said grantee shall remove said bulkhead and put the sidewalk in such condition as the Commissioner of Public Works may require, and as may be satisfactory to said Commissioner; and, if the said grantee shall fail to remove said bulkhead, and put the sidewalk into satisfactory condition, as herein provided, then the City of Chicago may, after giving ten (10) days' notice to the said grantee or its sureties, remove said bulkhead and put said sidewalk into such satisfactory condition at the expense and cost of said grantee, which said expense and cost the said grantee, in accepting this ordinance, agrees to pay on demand.

SECTION 7. In consideration of the privileges herein granted said Monarch Refrigerating Company shall pay to the said City of Chicago the sum of three hundred and seventy-two (\$372.00) dollars per annum in advance, each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter; provided that if default is made in the payment of any of the installments of compensation herein pro-

vided for, the privileges herein granted shall immediately terminate.

SECTION 8. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of its passage said Monarch Refrigerating Company shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance and a bond, as hereinbefore provided.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance granting permission to Charles A. McAllister to lay switch track across Ontario street, adjoining the right of way of the Chicago, Milwaukee and St. Paul tracks, deferred and published January 15, 1906, page 2167.

Ald. Dougherty moved to amend the ordinance as follows:

Amend Section 2 of the said ordinance by inserting in the fourth line thereof after the word "ordinance" the following phrase:

"Or at any time prior thereto upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void."

The amendment was adopted.

Ald. Dougherty moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fiek, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling,

Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Charles A. McAllister, his heirs and assigns, to lay down, construct, maintain and operate one single railroad switch track across Ontario street, substantially as shown on the plat hereto attached and made a part hereof.

SECTION 2. That the permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance or at any time prior thereto upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void; provided, however, that this ordinance shall, at any time before the expiration thereof, be subject to modification, amendment or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portions of said street as are occupied by said switch track in good condition and repair, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said street occupied by said switch track to a condition similar to the remaining portion of said street in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the said switch track herein pro-

vided for shall be subject to all the existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and operation of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In the consideration of the privileges herein granted, and as compensation thereof, the said Charles A. McAllister, his heirs and assigns, shall pay to the City of Chicago the sum of sixty-two (62) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. The privileges hereby granted shall immediately terminate and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted the said grantee shall execute a bond to the City of Chicago in the penal sum of \$10,000, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance and conditioned, further, to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city by reason of or on account of the passage of this ordinance, or by reason of or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned t



comply with all the terms and conditions of this ordinance. Said bond and the liabilities of the sureties thereon shall be kept in force throughout the life of this ordinance, and, if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

**SECTION 7.** This ordinance shall take effect and be in force from and after its passage and approval, provided that within thirty (30) days after its passage the grantee shall file an acceptance in writing of said ordinance, and also the bond herein provided for with the City Clerk of the City of Chicago.

The Clerk, on motion of Ald. Pringle, presented the report of the Committee on Water Department, on an ordinance amending Section 2383 of the Revised Municipal Code of 1905 in re. shut off boxes, deferred and published January 22, 1906, page 2296.

Ald. Pringle moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That Section 2383 of the revised Municipal Code of Chicago of

1905 as amended by the ordinance of July 5, 1905 be and the same is hereby amended so as to read as follows:

"2383. Whenever there is immediate use of water from the city mains the city will construct a service pipe leading from its mains to a buffalo or shut off box, and the city will, also, in such cases furnish and place the buffalo or shut off box.

"Whenever any service pipes are hereafter laid, or any buffalo or shut off boxes are placed by special assessment or deposit, the city shall, when such service pipes are connected with premises using a supply of water furnished by the city refund ninety per cent of the cost of installing such service pipe and placing such buffalo or shut off boxes.

"In all cases the cost of furnishing and installing buffalo or shut off boxes and the cost of maintaining or repairing the same, and the cost of maintaining or repairing the service pipe from the water main to the buffalo or shut off box shall be paid by the city.

"The cost of installing, maintaining and repairing the pipe leading from the buffalo or shut off box to the premises shall in all cases be paid by the property owners."

**SECTION 2.** This ordinance shall be in full force and effect from and after its passage.

The Clerk, on motion of Ald. Pringle, presented the report of the Committee on Water Department on an ordinance amending Sections 2393, 2441 and 2443, Revised Municipal Code of 1905 in re. water meters, deferred and published January 22, 1906, page 2294.

Ald. Pringle moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—63.

*Nays*—Kohout—1.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 2393, 2441 and 2443 of the Revised Municipal Code of Chicago of 1905, as amended by the ordinance passed July 5, 1905, be and the same are hereby amended so as to read as follows:

Section 2393. Every building, structure or premises in or on which two hundred and fifty thousand gallons or more of water are used annually, or where the assessment under frontage rates and charges for extra fixtures shall aggregate twenty-five dollars per annum or more, shall have the water supply to such building, structure or premises controlled by meter.

Section 2441. Whenever the water is shut off from any building, structure or premises to enforce collection of water rates, where there are charges other than the "frontage" charge, and the premises immediately following such shutting off become vacant and remain vacant for a period of sixty days or more, upon the presentation of a properly executed affidavit made by the owner, or agent of the premises, verified by an inspection made by a regularly authorized City Inspector, an abatement of all fixture charges and

frontage charge shall be made for the time such premises are vacant.

Whenever the owner, agent, lessee or person in charge, possession or control of any building, structure or premises, shall give notice in writing to the Superintendent of Water that any building is vacant or unoccupied, and request the Department of Public Works to turn off the water, said Superintendent shall at once cause the water supply of such building to be cut off, and when the owner, agent or lessee shall make a formal request that the supply of water be turned on it shall be done free of charge.

Section 2443. "During the period intervening between the shutting off of water by the Department of Public Works and the turning on again by the Department of Public Works, the water rates or taxes levied against any building, structure or premises shall be decreased by the Water Assessor upon affidavit that no city water was used on said premises during the period in which the water was turned off. if the owner, agent, lessee or person in charge of any building, structure or premises shall have paid the water rates or taxes in advance for any fixed period, and the water shall be turned off from said building, structure or premises before the expiration of said period, then said owner, agent, lessee or person in charge shall have refunded to him upon surrender of original receipt, an amount as over-payment proportionate to the time during which the water supplying said premises was shut off."

SECTION 2. This ordinance shall be in force and effect on and after its passage.

The Clerk, on motion of Ald. Pringle, presented the report of the Committee on Water Department, on an ordinance amending Sections 2240 and 2453 of the Revised Municipal Code of 1905 in re. purchase of supplies, deferred and published January 22, 1906, page 2295.

Ald. Pringle moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 2240 and 2453 of the Revised Municipal Code of Chicago of 1905 be and the same are hereby amended so as to read as follows:

Section 2240. (Purchase of Supplies)—He shall make all purchases of supplies and materials for the use of the city, and shall let all contracts for labor to be performed for the city in cases wherein the cost of such supplies, materials or labor shall be less than the sum of five hundred dollars. Requisitions shall be made for all purchases to be made and all contracts to be let by said Business Agent as herein provided, and said requisitions shall be approved in writing by the heads of the Department for which the same are required. Such requisitions shall constitute his authority for all purchases and contracts to be made under the provisions hereof, and shall be filed in his office. Provided, that the Commissioner of Health shall make all purchases of and let all contracts for

medicinal, preventive and curative supplies and materials and such other supplies and materials as require a technical knowledge of medicine, pharmacy or chemistry in their manufacture or preparation for use, for the Department of Health in cases wherein the cost of said supplies or materials shall be less than the sum of two hundred dollars, without regard to the conditions of this chapter. Provided, further, that the Commissioner of Public Works in the maintenance of water service pipes shall be allowed to employ a plumber in the immediate neighborhood to make such repairs on said service pipes and such plumber shall be paid at the current rate of wages for the time actually taken in making said repairs and for the material actually used therein at the prevailing rates; said repairs to be paid for by the Chief Accountant of the Department of Public Works from the petty cash account upon the approval of the bills by the Superintendent of the Water Pipe Extension and the City Engineer and endorsed by the Commissioner of Public Works. A voucher with approved bills attached, shall be made at the end of each month to reimburse the petty cash fund, and the Comptroller shall pay the same; provided the total bills so paid shall not exceed two hundred (\$200.00) dollars for any one month. The said Business Agent shall be and he is hereby empowered to sell scrap iron and such other materials belonging to the city as are not available for use; provided, however, that the value of such materials be less than five hundred dollars. He shall make such sales upon terms most advantageous to the City, and to this end he shall procure competitive offers from at least three persons or corporations, and shall accept, in every case, the highest cash offer.

Section 2453. (Refund of Duplicate Payments, Wrong Property Payments, Over Payments and Erroneous Assess-

ments)—In cases of duplicate payments, payments on wrong property, over payments and erroneous assessments occasioning the necessity of a refund it shall be the duty of the Assessor of the Bureau of Water to certify to the cause of such refund, which when endorsed by the Superintendent of Water and approved by the City Engineer, shall be paid by the cashier of the Water office from the said cashier's petty cash fund on the presentation of a voucher order of refund in original and duplicate signed by the Superintendent of Water, and approved by the City Engineer. At the end of each month the cashier shall cause a voucher to be made to reimburse his petty cash fund for the amount paid out by him therefrom for aforesaid voucher orders or refund, covering duplicate payments, payments on wrong property, over payments and erroneous assessments, attaching thereto the properly receipted voucher orders of refund; and the Comptroller shall pay the same, provided the total amount does not exceed the amount appropriated for such purpose; provided, further, that the above mentioned refunds shall be paid only to the person who made the payment on account of which such refund is made or to his duly authorized agent upon surrender of the receipted bill showing such payment.

SECTION 2. This ordinance shall be in force and effect on and after its passage.

#### SPECIAL ORDER.

The Chair directed that the special order, the report of the Joint Committee on Local Transportation and Track Elevation, on an ordinance for the elevation of the roadbed and tracks of the Chicago and Northwestern Railway Company, and the Chicago and Oak Park Elevated Railroad Company, etc., deferred and

published January 15, 1900, page 2178, be now taken up.

Ald. Hunter moved to amend the ordinance at page 2193, Section 16, by striking out the words and figures "three (3) feet," and inserting the words and figures "two (2) feet" wherever they appear in said section.

The amendment was adopted.

Ald. Werno moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Requiring the Chicago and Northwestern Railway Company and the Chicago and Oak Park Elevated Railroad Company, respectively, to elevate the plane of certain of their railway and railroad tracks within the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. The Chicago and Northwestern Railway Company and the Chicago and Oak Park Elevated Railroad Company are each respectively, hereby ordered and required to elevate the plane of their roadbeds and tracks within the limits of the City of Chicago

in manner and upon the conditions hereinafter specified, that is to say:

Paragraph 1. The Chicago and Northwestern Railway Company shall commence the elevation of its roadbed and tracks at a point about on the west line of North Forty-sixth Avenue; from said initial point the proposed elevated roadbed and tracks of said company shall continue in a westerly direction on an ascending gradient of about six hundred and thirty-eight (638) feet to a point about ten (10) feet west of the east line of North Forty-seventh Avenue where an elevation of not less than 32.62 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.738 per centum for a distance of about six hundred and sixty-two (662) feet to a point about ten (10) feet west of the east line of North Forty-eighth Avenue where an elevation of not less than 37.5 feet above city datum shall be attained. Thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.157 per centum for a distance of about one thousand three hundred and forty (1340) feet to a point about on the east line of North Fiftieth Avenue where an elevation of not less than 39.6 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.292 per centum for a distance of about one thousand three hundred and twenty (1320) feet to a point about on the east line of North Fifty-second Avenue where an elevation of not less than 43.5 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on a level grade for a distance of about seven hundred and twenty-five (725) feet to a point about on the west line of North Fifty-third Avenue where an elevation of not less than 43.5 feet above city datum shall be maintained; thence said

elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.482 per centum for a distance of about one thousand four hundred and ten (1410) feet to a point about on the east line of Pine Avenue where an elevation of not less than 50.4 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.22 per centum for a distance of about four hundred and ninety-five (495) feet to the east line of Central Avenue where an elevation of not less than 51.5 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on a level grade for a distance of about two thousand seven hundred (2700) feet to a point about on the west line of Austin Avenue where the same elevation above city datum shall be maintained; thence said elevated roadbed and tracks shall continue in a westerly direction and may descend on the most suitable gradient convenient and practicable to said railway company to a connection with its present roadbed and tracks.

Paragraph 2. The Chicago and Oak Park Elevated Railroad Company shall commence the elevation of its roadbed and tracks at the most desirable point on its elevated roadbed and tracks about one hundred and thirty (130) feet west of the center line of North Fifty-second Avenue at an elevation of about 49.122 feet above city datum and rising therefrom on any gradient or gradients and within any length or distance by said company deemed best for the proper maintenance and operation of said railroad to a point about on the east line of Pine Avenue where an elevation of not less than 50.4 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on an ascending gradient of about 0.22 per centum for a

distance of about four hundred and ninety-five (495) feet to the east line of Central Avenue where an elevation of not less than 51.5 feet above city datum shall be attained; thence said elevated roadbed and tracks shall continue in a westerly direction on a level grade for a distance of about two thousand seven hundred (2700) feet to a point about on the west line of Austin Avenue where the same elevation above city datum shall be maintained; thence said elevated roadbed and tracks shall continue in a westerly direction and may descend on the most suitable gradient convenient and practicable to said railroad company to a connection with its present roadbed and tracks.

Paragraph 3. The railway and railroad company mentioned in this ordinance are hereby authorized to make such changes in the position and alignment of their main and side tracks and switch connections as they, or either of them, may from time to time deem necessary or convenient and said railway and railroad company are hereby authorized to construct such elevated embankments the full width of their right-of-way and may construct, maintain and operate thereon such number of tracks as they may deem necessary or convenient for the transaction of their business, and to carry such additional tracks over all intervening streets, avenues and alleys in the same manner as is herein provided for existing tracks, and to make such changes in the position and alignment of their main and side tracks and switch connections as may be desirable in order to carry out the provisions of this ordinance.

Paragraph 4. All elevations of the railway and railroad tracks mentioned in this ordinance shall refer to the top of the rail.

Paragraph 5. Permission and authority is hereby granted to said Chicago and Northwestern Railway Company, which is hereby required to elevate its roadbed and tracks as aforesaid, to con-

struct branch, spur or side tracks from any point along the line to be elevated pursuant to the provisions of this ordinance, to reach any industrial or commercial establishments which are now connected with said lines so to be elevated, by existing branch, spur or side tracks on any land adjoining to said lines so to be elevated and to cross with such branch, spur or side track any streets or portion of a street not more than thirty-three (33) feet wide, or any alley or other public way of width not greater than thirty-three (33) feet which may intervene between said main lines and said establishments, in such manner as shall be approved by the Commissioner of Public Works; Provided that in all such cases such tracks shall leave a clear head room for the public way of not less than twelve (12) feet; but in case it shall be necessary in order to obtain such head room to depress any such street, alley or public way, it may be so depressed upon condition that said company constructing such branch, spur or side track shall do all the excavating necessary to make such depression with approaches thereto at proper gradients, and shall restore such street, alley or public way as near as may be to its former condition; Provided, however, nothing in this ordinance contained shall be considered as in any way extending the time during which the various private switch tracks may be operated and maintained which are now constructed leading to any industrial or commercial establishments on said lines of railroad.

SECTION 2. The embankment or embankments on which said elevated roadbeds shall be constructed within the aforesaid limits shall be composed of cinders, slag, sand, clay, gravel, loam, broken stone or whatever else may compose the surplus material excavated from the subways and from the foundation pits and trenches along the line of said work.

The side slopes and lateral dimensions of said embankment will be fixed and determined by the natural angle of repose of the materials of which said embankment may be constructed, but whenever it may become necessary for the purpose of keeping said embankment entirely within the lines of the right of way of said company, or companies, such portions of said embankment at all such points shall be kept within said right of way lines by or they shall be confined between retaining walls of stone, concrete or brick masonry; Provided, however, that whenever said retaining walls are of insufficient height to properly protect said right of way and to prevent trespassing thereon, then said retaining walls as aforesaid shall be surmounted with a suitable fence or railing, but whenever said retaining walls are not used at all the right of way of said company, or companies, shall be fenced in, or otherwise properly enclosed in compliance with the present ordinances of the City of Chicago relating to the fencing of railroad tracks.

SECTION 3. The said elevated tracks shall be carried across all intersecting streets, avenues and alleys which by the terms of this ordinance are to be provided with subways, on suitable bridges of one, two, three or four spans, whose superstructure shall consist of iron or steel girders with iron or steel main floor or ordinary track stringers, but should the latter method be adopted by either of said companies, then some suitable device shall be provided to prevent storm water, dirt, oil and other substances from dropping from such elevated structure upon the subways beneath. The said bridges shall be supported upon abutments of concrete, stone or brick masonry, or on rows of iron or steel columns braced together laterally and erected on and anchored to masonry foundations constructed within the lines of the railroad's right of way and in

center of curb lines of the intersecting avenues and streets, as provided in the schedule of subways herein contained. Provided, if it shall be found necessary to construct any retaining or side walls in connection with any approaches to subways to support the adjoining property line along the depression to subways, then such walls may be constructed within the limits of the street, alley or public way upon which such approach is situated and the abutments or side walls of the subway itself reached by such approach may be correspondingly advanced into the street, so as to be in a continuous straight line with the approach wall; and in any such case the other details and dimensions of the subway given in the attached schedule of subways may be changed as far as necessary to accord with the location of retaining or side walls or abutments aforesaid.

SECTION 4. Paragraph 1. Subways shall be constructed beneath the tracks of the Chicago and Northwestern Railway Company where said tracks are intersected and crossed by North Forty-seventh avenue, North Forty-eighth avenue, North Fiftieth avenue, North Fifty-second avenue, North Fifty-third avenue, Willow avenue, Pine avenue, Central avenue, Park avenue, Waller avenue, Prairie avenue, Franklin avenue and Austin avenue.

Paragraph 2. Subways shall be constructed beneath the tracks of the Chicago and Oak Park Elevated Railroad Company where said tracks are intersected and crossed by North Fifty-third avenue, Willow avenue, Pine avenue, Central avenue, Park avenue, Waller avenue, Prairie avenue, Franklin avenue, and Austin avenue.

Paragraph 3. As to the subways mentioned in Section 4, Paragraph 1 of this ordinance, the subways in Willow avenue, Pine avenue, Central avenue, Park avenue, Waller avenue, Prairie avenue, Franklin avenue, and Austin

avenue are to be constructed by the Chicago and Northwestern Railway Company and the Chicago and Oak Park Elevated Railroad Company. All that part of said above mentioned subways and north approaches lying north of the south line of the right of way of the Chicago and Northwestern Railway Company shall be constructed by said Chicago and Northwestern Railway Company across the width of their respective rights of way; and the said Chicago and Oak Park Elevated Railroad Company shall construct the remaining portion and the south approaches to said subways lying south of the south line of the Chicago and Northwestern Railway Company's right of way; but the provisions of Paragraphs 2 and 3 of Section 4 shall not apply to the railroad company in case it shall elect to elevate its tracks as provided in Section 17 of this ordinance.

**SECTION 4a.** The several subways hereinbefore referred to in Section 4 of this ordinance, and which shall be constructed with the elevation upon which said tracks are to be placed, shall as to their size and dimensions, locations and other details be in accordance with the following schedule:

Subway in North Forty-seventh avenue,  
Under the Chicago and Northwestern  
Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 19.42 feet above city datum. This level shall extend to the right of way line of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into Moreland and the east approach into West Kinzie street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway and in Moreland avenue and West Kinzie street shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same.

Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 11.0 feet.

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Subway in North Forty-eighth avenue,  
Under the Chicago and Northwestern  
Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 22.5 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into Moreland, and the east approach into West Kinzie street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway and in Moreland and West Kinzie street shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.5 feet.



Subway in North Fiftieth avenue, Under the Chicago and Northwestern Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 26.1 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into Moreland.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway and in Moreland shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

Subway in North Fifty-second avenue, Under the Chicago and Northwestern Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 30.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into Moreland, Linden Park, and also West Lake street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

Subway in North Fifty-third avenue, Under the Chicago and Northwestern Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 30.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into West Lake street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

Subway in Willow avenue, Under the

Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 31.2 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approach into Austin avenue and West Lake street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Pine avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 80 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 35.4 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west ap-

proaches into Austin avenue and West Lake street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 13.5 feet.

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Subway in Central avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into West Lake street and South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same

Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Park avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into West Lake street and South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Waller avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall

extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Prairie avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into West Lake street and South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Franklin avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 66 Feet Wide.)

The depression of the street shall be sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Austin avenue, Under the Chicago and Northwestern Railway and the Chicago and Oak Park Elevated Railroad. (Avenue, 80 Feet Wide.)

The depression of the street shall be

sufficient to make the elevation of the floor of the subway not less than 38.0 feet above city datum. This level shall extend to the right of way lines of said companies on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into South boulevard.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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SECTION 4b. The grade of streets that intersect the approaches to subways, as described in Section 4a of this ordinance, shall be depressed so as to conform to the grade of the approaches into such subways.

SECTION 4c. In the several subways mentioned in this ordinance there shall be constructed a vertical curve where the head of the approaches connects with the present grade of streets, and said vertical curve shall extend not less than twenty (20) feet each side of said intersection of grades, and the middle ordinate of the vertical curve shall be equal to one-quarter ( $\frac{1}{4}$ ) the difference between the elevation of the points on said intersecting grades.

SECTION 5. All such excavations shall be made in the streets as may be required for the depression of such sub-

ways and the approaches thereto. But the depressed portion of the streets shall be restored to serviceable condition for the use of the public as soon as practicable, and all water-pipes, conduits, sewers and other substructures belonging to the city that may be disturbed by such excavations or required to be moved or deflected from the position in which they are found shall be replaced or suitable expedients shall be devised and provided to restore them as fully as may be to their former state of usefulness, but the gradients of the sewers shall not be reduced in any event. All such work shall be done by the respective railway and railroad company as indicated in Section 4a, and at their sole expense; but if in the construction of any of said subways or approaches it shall become necessary to disturb, remove or destroy any pipes, conduits, wires or other property belonging to any private corporation or individual, all of the cost and expense thereof and all damage thereto shall be borne and assumed by the City of Chicago, and the said city will by condemnation, purchase or otherwise secure to said railway and railroad company the free and uninterrupted right to prosecute its or their said work and will save the said railway and railroad company harmless from any and all claims, demands and suits arising therefrom and all damages which may be recovered therefor.

SECTION 6. The grades of all the streets and alleys in which any subways are to be built in accordance with the provisions of this ordinance or where streets shall be depressed in accordance with this ordinance, along the line of the several subways, shall be and the same are hereby changed so as to conform to the grades of such subways as they shall be depressed, pursuant to the provisions of this ordinance.

SECTION 7. Provision shall be made for the drainage of the several subways wherever the streets are depressed, as

provided for in this ordinance, by the construction of receiving basins properly located in or immediately adjacent to said subways, which receiving basins shall be connected and discharge their contents into the adjacent city sewers. In case the lowest point of the surface of any of said subways should be below the grade of the adjacent sewer, some other adequate means of drainage satisfactory to the Commissioner of Public Works must be devised and provided by said railway and railroad companies at their expense.

SECTION 8. Paragraph 1. The subways and approaches thereto so to be constructed by said company or companies, in said streets and avenues aforesaid, wherever the same shall be depressed, shall all conform to the following structural requirements in this section mentioned, namely: The roadways in subways shall be paved with a single course of vitrified brick of standard quality, laid at right angles with the curb lines and set upon a solid foundation of hydraulic cement concrete of not less than six (6) inches thick or deep when solidly tamped in place and otherwise finished and properly crowned ready for the brick wearing surface, between which and the concrete there shall be interposed a layer of screened sand not less than one-half inch thick. The curb shall be of sound, hard limestone or concrete masonry, of standard dimensions and finish, and the sidewalks in subways shall be finished and paved with Portland cement concrete of standard quality and workmanship, and with the curbing and roadway paving shall be made, finished and put in permanent place, in accordance with the requirements of the Department of Public Works of the City of Chicago. The approaches to subways shall be in all respects restored, as near as may be, to their condition before being so excavated. The paving and sidewalks in subways where streets or avenues are not de-

pressed shall be the same as in the adjoining parts of such streets or avenues, if such paving and sidewalks exist at the time of construction of said subways; if not, whenever such paving and sidewalks shall be provided.

Each of said railway and railroad companies shall execute a good and sufficient bond in the amount of twenty-five thousand (\$25,000.00) dollars, conditioned that it shall furnish and use such material and workmanship in the construction of the improvements heretofore specified as to insure the same to be free from all defects and to remain in continuous good order and condition, ordinary wear excepted, for a period of ten (10) years from and after the completion and acceptance of the same; and as a guarantee of the faithful performance of the work, the quality of the material furnished and the proper construction of said improvement, each of the railway and railroad companies hereby agrees to keep and maintain the improvement made by it without additional charge or cost to the City of Chicago, in such order and condition as will be satisfactory to the Commissioner of Public Works, ordinary wear excepted, for the period of ten (10) years from and after the completion and acceptance of the same, which keeping and maintaining shall include repairs or the entire reconstruction of the same, the necessity for which may be occasioned by or through the use of faulty material or workmanship; provided, however, the railway and railroad company herein specified shall not be required to keep or maintain any part of said improvement made under this guarantee which after its completion and acceptance shall have been removed for the purpose of laying or repairing any gas, sewer, water or other pipe or conduit, in accordance with a permit granted by the City of Chicago, or to maintain or to renew any part of said improvement that may have been damaged in any manner by

any work which shall have been done in accordance with or under the authority of a permit granted by the City of Chicago.

If either of said railway or railroad companies shall fail, neglect or refuse to repair, keep and maintain the said work done by it in accordance with this paragraph, within thirty (30) days after notice so to do from the Commissioner of Public Works, the Commissioner of Public Works may proceed to do, or cause to have done, the work necessary to comply with the same and collect the cost and expense thereof from the railway or railroad company mentioned in this ordinance.

Paragraph 2. As to the streets in this section mentioned which are already paved or provided with sidewalks, such paving and sidewalks may be restored with the present material, when the same is in good condition, by said railway or railroad company or companies, at its or their expense, in such portions of said streets as are required to be constructed by said company or companies, except that said company or companies shall not be required to restore any part of the paving of approaches or subways which it is the duty of any street railway company or other corporation itself to restore under existing laws or ordinances.

Paragraph 3. Said company or companies shall pave the entire length and width of the roadway in such portions of the subways as are required to be constructed by said railway and railroad company as is mentioned in this ordinance, except that such company or companies shall not be required to pave any part of the subways to be occupied by or adjacent to street railway tracks which by reason of existing laws or ordinances, or as herein provided, it will be the duty of any street railway company or other corporation itself to pave.

Paragraph 4. Any street railway company occupying any of the streets

in the City of Chicago crossed by said proposed elevation shall, when and as the grade of such street shall be changed, as in this ordinance provided, at its own expense, without claim for damages, conform the grade of its track or tracks to the said change of grade of said streets, both during and after the work of depressing said streets, and nothing in this ordinance shall operate or be held to relieve such street railway companies from any liability now existing of paving such streets between or on either side of its said tracks in the manner and form as now required.

Paragraph 5. Nothing in this ordinance contained shall be construed as to require the said railway and railroad company, or companies, or either of them, to assume or pay any damages to adjacent property or business caused by the passage and enforcement of this ordinance, or by the excavation, depression or change of grade made in any of the public avenues, streets or alleys, or of the railways of either of said companies, or to defend any suit or suits which may be brought against the said railway or railroad company, or either of them, or against the City of Chicago, or against any other party or parties for the recovery of any such damages; but it is understood and the City of Chicago hereby agrees that all such damages, if there are any, shall be adjusted and paid by the City of Chicago, and the said city will assume the defense of any and all suits brought for the recovery of the same, intervening therein if necessary for such purposes, and will wholly relieve said railway or railroad company or companies, from defending the same, and will pay all judgments recovered therein; provided, however, that each of said companies shall be liable respectively, for such damages as may arise from the negligent performance by said company of any of the obligations imposed upon it by this ordinance.

The above stipulations in this para-

graph are, however, upon the condition precedent that in case any suit be brought against any of said companies, said company will, before the last day to plead therein, give notice in writing of such suit and of service therein to the Mayor and Corporation Counsel of said city for the purpose of enabling such defense to be made by the city.

Paragraph 6. Said railway and railroad company and any contractor employed by them in the execution of the work herein required to be done shall have the right in the performance of any work done in carrying out the provisions of this ordinance, to take water from the public water system of said city and to use the same in such work free of all charge or expense.

SECTION 9. All the work hereinbefore in this ordinance required to be done by said company or companies, upon or in connection with the public avenues and streets of the city shall be done and performed under the superintendence and subject to the inspection and approval of the Commissioner of Public Works of said city. At least ten (10) days prior to the commencement of any part of such work the plans and specifications therefor shall be submitted to said Commissioner of Public Works for his examination, and if found to be in accordance with the provisions of this ordinance in so far as this ordinance contains specific provisions, and in the absence of such specific provisions, if they shall be satisfactory to the Commissioner of Public Works in regard to matters and details which by this ordinance are left to his discretion and judgment, such plans shall be approved by him, and after such approval all of the work outlined and included therein shall be constructed in strict conformity therewith. Nothing in this ordinance shall impose upon said companies any liability to the City of Chicago for any services performed or to be per-

formed by any officer or employe of said city in superintending or inspecting the work authorized or required by this ordinance.

SECTION 10. Permission and authority are hereby given to said companies, or either of them, whenever the same shall be necessary in the prosecution of the work they are herein authorized or required to perform, to obstruct temporarily any public street, avenue or alley to such extent and for such length of time as may be approved by the Commissioner of Public Works; and they are also hereby authorized whenever the same shall become necessary to erect and maintain temporary structures and false work on any of said streets and avenues during the construction of their said elevated railroads, subject to the like approval of the Commissioner of Public Works.

SECTION 11. When the said railway and railroad companies in Section 1 of this ordinance mentioned shall have elevated their respective tracks in accordance with this ordinance, so that the same shall be ready for use, then and thereupon all provisions of the ordinances of the City of Chicago relating to the speed of railway trains, the number of cars to constitute a train requiring the ringing of locomotive bells, the use of train or engine lights, the sounding of signals before starting trains, and the maintenance of gates, flagmen, watchmen, signals and signal towers shall cease to be applicable to said railroads, so far as the streets over which such tracks have been elevated are concerned; provided, however, this ordinance is not to be construed as a waiver or surrender by the City of Chicago of any of its police powers or of the right at any time hereafter to pass necessary and reasonable police ordinances in relation to the matters above enumerated. After such elevation it shall be unlawful for any person or persons save employes of said companies, or any of them,

in the discharge of their duties, to enter or be upon, or to walk along or across the said elevated structure or roadway at any place. If any person shall willfully trespass upon said elevated roadway, such person and all others aiding, abetting or assisting therein shall be liable to a fine of not less than five dollars nor more than one hundred dollars for each and every offense.

SECTION 12. In consideration of the acceptance of this ordinance by said railway and railroad companies and of the agreement by said companies to do and perform all the obligations imposed upon them by this ordinance, the City of Chicago, upon its part, undertakes and agrees that upon the lines of railroads described in paragraphs one (1) and two (2) of Section one (1) of this ordinance, if it shall at any time require a crossing at any street or streets, avenue, alley or public way for which no subway is provided in the schedule of subways contained in this ordinance, or shall open, lay out or extend any street, avenue or public way across the right of way of said companies, or either of them, between North Forty-sixth avenue on the east and Austin avenue on the west, such crossing shall be made by subways only, and no claim for compensation on account of land taken for right of way of said street or streets, avenue, alley or public way shall be made by said railway or railroad company or companies whose right of way is to be crossed, and such waiver of compensation shall attach to and run with such land in the hands of any grantee or grantees of said railway or railroad company, or companies, but the sole cost and expense of the construction of such subway or subways and of such bridge or bridges as may be necessary to carry all of the tracks on said companies' right of way shall be borne and paid for by the City of Chicago without expense to said railway or railroad company or companies mentioned



in this ordinance. And in no case shall any such bridge or bridges or such subway or subways so to be built be inferior in any respect to the bridges and subways to be built by said railway and railroad companies under the terms of this ordinance. Such bridges or subways so to be built at the expense of said city shall conform in all respects to the general form and quality of material of the bridges and subways provided for in this ordinance to be built at the expense of said railway and railroad companies, except as to such changes in the details thereof as may be agreed upon by the City Engineer of the City of Chicago and the Chief Engineer of said railway and railroad companies. The work of such construction shall be done by the railway and railroad companies and the amount to be paid by the City of Chicago for such work and construction shall not exceed the actual and reasonable cost thereof. Such bridges respectively shall support all the tracks of said companies then existing and in use across the proposed street or streets, avenues, alleys or public way at the time of the construction of such subway or subways across such right of way. But said railway and railroad company shall not be required to do any work toward the construction of any such subway or subways until the cost thereof as may be estimated by the City Engineer and the Chief Engineer of said railway and railroad companies shall have been first paid over to said railway and railroad companies or deposited in some responsible bank for its benefit and to be paid over to said railway and railroad companies at once upon the completion of said work. The grade of the roadbed and tracks of said railway and railroad company shall be and remain at the grade hereinbefore specified. Provided, however, that when the Chicago and Northwestern Railway Company shall have filed with the City Clerk of the City of Chi-

cago an agreement duly executed whereby said railway company shall undertake to do and perform all the matters and things required of it by this ordinance, the City of Chicago agrees on its part to dismiss the proceedings in case No. 251,516 now pending in the Circuit Court of Cook County for the opening of North Forty-ninth avenue.

SECTION 13. The railway and railroad companies mentioned in this ordinance which are hereby required to elevate their roadbeds and tracks shall fully and finally complete said work of elevation on or before the 31st day of December, 1910, unless prevented by strikes or riots or restrained by injunction or other order or process of a court of competent jurisdiction. The time during which said companies shall be prevented by strike or strikes, riot or riots, or legal proceedings as aforesaid, shall be added to the time hereby limited for the completion of said work; provided said railway and railroad company, or companies, give notice to the Corporation Counsel of the City of Chicago of the institution of said legal proceedings. The City of Chicago shall thereupon have the right to intervene in any suit or proceedings brought by any person or persons seeking to enjoin or restrain or in any manner interfere with the prosecution of said work and move for a dissolution of such injunction and restraining order and for any other restraining order in such suit.

And it is further distinctly understood and agreed that if said railway and railroad companies, or either of them, shall be delayed in the prosecution of the said work required to be done under the provisions of this ordinance, by reason of the obstruction of pipes, conduits, wires or other property of private corporations or individuals, as mentioned in Section 5 of this ordinance, or by reason of any delay on the part of the City of Chicago or any of its officers in performing the duties imposed upon

the city and its officers by this ordinance in respect to the work herein required to be done by said railway and railroad companies respectively, then and in that case the time which said railway and railroad companies, or either of them, shall be so delayed, shall be added to the time during which said companies are required by the terms of this ordinance to complete said work.

**SECTION 14.** Permission and authority are hereby granted to said railway and railroad companies, or either of them, to locate and construct the abutments which form the walls of subways at a sufficient distance back from the building or lot line of the streets, boulevards or avenues, for the purpose of constructing and maintaining in the spaces or recesses so left between said abutments and said building lines from time to time, as may be deemed necessary by said companies, or either of them, station buildings, platforms, and all appurtenances, together with all necessary waiting rooms and ticket offices or other buildings fronting on said streets, boulevards, or avenues, uniform with the said building lines and entirely within the lines limiting and bounding the right of way of said railway and railroad companies, or either of them, and for the further purpose of constructing and maintaining within said lines stairways and approaches and other means of ingress and egress leading to and from said station buildings, platforms and tracks above the same for the accommodation and convenience of the passenger traffic of said railway and railroad companies.

Also permission and authority are hereby given to the Chicago and Oak Park Elevated Railroad Company to construct and maintain upon its right-of-way in the City of Chicago, all necessary and requisite depots, platforms, stairs, stairways, elevators, escalators, landing places and other constructions and appurtenances for ingress, egress and

the accommodation of passengers, and such other means of ingress and egress to and from said depots as said company may adopt, and to construct and maintain all necessary platforms over the street along its right-of-way, and by the consent of the Chicago and Northwestern Railway Company over the right-of-way of said railway company; provided, the platforms of such depots when overhanging the street shall not extend to exceed six (6) feet from the retaining wall and shall not be lower than fourteen (14) feet above the established grade of the street, and said company shall place in such depots all requisite sanitary appliances for the use and accommodation of its patrons, and use such platforms, depots and waiting rooms for the accommodation and convenience of its passenger traffic. Provided that the authority herein contained shall not be construed to give to said railroad company the power or authority to remove or to change the present location of its stations or depots now erected along its present right-of-way, nor confer any rights as to the line east of North 52d Avenue not contained in the original ordinances of November 24, 1890, and May 15, 1893.

**SECTION 15.** Each and every one of the companies required by this ordinance to elevate its tracks shall do its portion of the work in accordance with the terms hereof in apt and proper time, so as not to interfere with the proper and orderly prosecution of such work as a whole. Should either company or companies fail or neglect so to prosecute its or their work the Commissioner of Public Works shall have and is hereby given the right, power and authority to give ten (10) days' notice in writing to such delinquent company, or companies, to prosecute such work. If such delinquent company, or companies, shall fail or neglect to comply with said notice, the Commissioner of Public Works may take charge of and cause such work to be done and the expense thereof shall thereupon be paid

by such delinquent company, or companies. Any time during which either of said companies may be prevented by delay of the other of said companies shall be added to the total time allowed to the company so delayed for the completion of its own work.

SECTION 16. The right is hereby granted to the Chicago and Northwestern Railway Company to construct and maintain an embankment and retaining wall made necessary for the elevation of its present or future roadbed and railway tracks on which to construct and maintain railway tracks in accordance with the terms of this ordinance on that part of Austin Park which lies south of a line drawn from a point on the east line of Austin Park six (6) feet north of the north right of way line of said Chicago and Northwestern Railway Company to a point on the west line of Waller avenue six (6) feet north of the north right of way line of said railway company; and on that part of West Kinzie street which lies south of a line drawn from a point on the east line of Central avenue six (6) feet north of the north right of way line of said Chicago and Northwestern Railway Company to a point on the west line of North 52d avenue six (6) feet north of the north right of way line of said railway company; and on that part of Moreland avenue which lies south of a line drawn from a point on the east line of North 52d Avenue two (2) feet north of the north right-of-way line of said railway company to a point on the west line of North 46th Avenue two (2) feet north of the north right-of-way line of said Chicago and Northwestern Railway Company.

And the ordinance of December 19, 1898, granting permission to the railroad company as successor of the Cicero and Harlem Railway Company, be and the same is hereby amended so that wherein said ordinance the right-of-way of said company is limited to thirty-two (32) feet on South Boulevard the same shall not apply to foundations under the

surface of the roadway on said boulevard between the east line of Pine Avenue and the center line of Austin Avenue; and said railroad company shall restore any curbing and paving that may be interfered with to as good condition as before.

SECTION 17. That instead of elevating the plane of the roadway of the Chicago and Oak Park Elevated Railroad Company as in this ordinance provided, and in lieu and in place thereof, said company may construct for the support of its railroad tracks, or any part thereof, an elevated structure, in the construction of which elevated structure, and every part thereof, said company shall conform to the requirements of Section 3 of the ordinance of the Town of Cicero of December 19, 1898, concerning the Chicago and Oak Park Elevated Railroad Company as successor of the Cicero and Harlem Railway Company; provided two lines of posts may be placed in curb lines and inside thereof, to support girders crossing intersecting streets. And that when said tracks are so elevated as in this ordinance provided the said railroad company shall have and is hereby granted the right to use what is known as the third-rail system, which is hereby approved, for the operation of its road by electricity.

SECTION 18. This ordinance shall be binding in all its terms, conditions and requirements upon and inure to the respective lessees, successors and assigns of the said Chicago and Northwestern Railway Company and said Chicago and Oak Park Elevated Railroad Company respectively, to the same effect and with like purpose as though said lessees, successors and assigns, had been named herein respectively.

SECTION 19. This ordinance shall take effect from and after its passage and approval; provided, however, that it shall be null and void except as to such railway and railroad companies which are by this ordinance ordered and required

to elevate its railway and railroad tracks, who shall through its duly authorized officers file with the City Clerk of the City of Chicago within ninety (90) days from the passage and approval by the Mayor of this ordinance, agreement or agreements duly executed, whereby they shall undertake to do and perform all the matters and things required of them respectively by this ordinance; and unless the Village of Oak Park shall within one (1) year after the passage and approval of this ordinance pass an ordinance covering the elevation of the roadbed and tracks of said railway and railroad company through the said Village of Oak Park to the west limits thereof, and that said railway or railroad company shall accept such ordinance of said Village of Oak Park and shall agree to do and perform all the matters and things required of them respectively by said ordinance. After the filing of such agreement, or agreements, by said railway and railroad companies, or either of them, this ordinance shall not be materially modified or amended as to said company which shall have filed its agreement, or agreements, unless such company shall be in default in the performance of the several matters and things required by this ordinance and undertaken to be done by such agreement. The failure or default of any of the said companies to file such agreement or agreements, within the time herein limited, shall not impair any of the rights hereunder of the railway or railroad company which shall have filed its agreement, or agreements, as hereinbefore provided, so long as it shall perform the matters and things expressly required of it by this ordinance.

The agreement or agreements of said railway or railroad company, which, as

hereinbefore provided, are to be filed by them respectively with the City Clerk of the City of Chicago, shall be and are hereby made conditional upon the passage by the Village of Oak Park of a similar ordinance covering the elevation of the tracks of said railway and railroad company through said village, as hereinbefore provided, in manner and form acceptable and satisfactory to said railway or railroad company, and, in case said Village of Oak Park shall fail to pass such ordinance within the time specified in this section any agreement or agreements that shall have been filed by said railway or railroad company with the City Clerk of the City of Chicago, as hereinbefore provided, shall become null and void. Nothing in this ordinance contained shall be a waiver or surrender of the police power of the city or be taken in any way to deprive the city of the right to properly exercise such power.

The Chair directed that the report of the Committee on Compensation on an ordinance relating to the private use of space under sidewalks which was made a special order for January 29, 1906, be now taken up.

Ald. Dever moved that the special order be further deferred for one week.

The motion prevailed.

#### ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Monday, February 5, 1906, at 7:30 o'clock P. M.



CITY CLERK.



# PROCEEDINGS

OF THE

# CITY COUNCIL

## CHICAGO. ILLINOIS

Regular Meeting, Monday, February 5, 1906

7:30 O'CLOCK P. M.

### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Tuesday, February 6, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Ilahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eilmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

Absent — Ald. Brennan, McCormick (21st ward), and Carey.

### MINUTES.

Ald. Foreman moved that the minutes of the regular meeting, held January 29, 1906, be approved without being read.

The motion prevailed.

**Communications from the Mayor, Comptroller, Commissioner of Public Works and all Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE, }  
CITY OF CHICAGO, February 5, 1906. }  
*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law I

hereby report to your Honorable Body the names of persons imprisoned for violation of city ordinances who have been released by me during the week ending February 3d, 1906, together with the cause of such release.

Wm. McHale, released for Police Department.

Patrick O'Donnell, released for wife.

Dusty Miller, released for sister.

Joseph Gibbard, released for R. Del Armatage.

Frances Moller, released for husband.

Wm. Schwartz, released for sister.

Frank McFadden, released for father.

John Hanson, released for Dr. C. Nielsen.

Frank Simons, released for wife.

Jas. Gates, released for John A. Mulien.

Chas. Matlock, released for Mary Hyde.

Ed. Holgren, released for Thos. Rooney.

Wm. Griffith, released for John F. O'Malley.

Joseph Hoffman, released for wife and Ald. Hahne.

Herman Wilke, released for father.

John Coulton, released for father.

Ed. Gardner, released for Ald. Conlon.

Jas. Bazala, released for wife.

Harry Clark, released for Ald. Conlon and \$25.00 paid at the House of Correction.

Jas. Bazala, released for Ald. Conlon and \$25.00 paid at House of Correction.

Robert Starrett, released for John F. Geeting.

Thomas Machey, released for John Gaynor.

Which was placed on file.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
February 5, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 2427-8 of the current printed Council Proceed-

ings, granting permission to A. B. Mulvey, his heirs and assigns, to lay down, maintain and operate two electric wires for lighting purposes underneath and across Michigan and Wabash avenues and all north and south alleys between Wabash avenue and Indiana avenue, at a point approximately one hundred and sixty-six feet south of the south line of Garfield boulevard, for the purpose of connecting the building on the southwest corner of Garfield boulevard and Wabash avenue with the building on the southwest corner of Indiana avenue and Garfield boulevard.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered and that the ordinance be repassed without reference to a committee with the following amendments:

1st. Amend said ordinance by striking out all of Section 1 as it now stands and inserting the following words and phrases:

"SECTION 1. That permission and authority be and they are hereby given and granted to A. B. Mulvey, his heirs and assigns, to lay down and maintain one (1) steel pipe, not to exceed three (3) inches in diameter, and to maintain and operate therein two (2) electric wires for electric lighting purposes, underneath and across Michigan avenue and Wabash avenue and all north and south alleys between Wabash avenue and Indiana avenue, at a point approximately one hundred and sixty-six (166) feet south of the south line of Garfield boulevard, for the purpose of connecting the building on the southwest corner of Garfield boulevard and Wabash avenue with the building on the southwest corner of Indiana avenue and Garfield boulevard; said pipe to be laid and maintained and said electric wires to be maintained and operated therein under the direction and supervision and to the satisfaction of the Commissioner of Public Works and the City Electrician."

2nd. Amend Section 5 of said ordinance by adding after the words: "No

work shall be done under authority of this ordinance until a permit authorizing same shall have been issued by the Commissioner of Public Works," the words, "and countersigned by the City Electrician."

Respectfully,

E. F. DUNNE,  
Mayor.

Ald. Snow moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Snow moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor

The motion prevailed.

Ald. Snow moved the passage of the ordinance as amended.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be, and they are hereby given and granted to A. B. Mulvey, his heirs and assigns to lay down and maintain one (1) steel pipe, not to exceed three (3) inches in diameter, and to maintain

and operate therein two (2) electric wires for electric lighting purposes, underneath and across Michigan avenue and Wabash avenue, and all north and south alleys between Wabash avenue and Indiana avenue, at a point approximately one hundred and sixty-six (166) feet south of the south line of Garfield boulevard, for the purpose of connecting the building on the southwest corner of Garfield boulevard and Wabash avenue with the building on the southwest corner of Indiana avenue and Garfield boulevard; said pipe to be laid and maintained and said electric wires to be maintained and operated therein under the direction and supervision and to the satisfaction of the Commissioner of Public Works and the City Electrician.

SECTION 2. The permission and authority herein granted and given, shall cease and terminate ten (10) years from and after the passage of this ordinance or at any time prior thereto by the revocation of this ordinance by the Mayor at his discretion.

SECTION 3. At the expiration of the term herein granted the electric wires herein authorized shall be removed by the grantee, his heirs and assigns, unless this ordinance shall be renewed, and if so removed said streets shall be restored to their proper condition to the satisfaction of the Commissioner of Public Works, so that the portions of said streets, where said electric wires had been located, shall be put in the same condition and safe for public travel as the remaining portions of said streets in the same block at the sole expense of the grantee herein, and without cost or expense of any kind whatsoever to the City of Chicago.

SECTION 4. The grantee herein, his heirs and assigns, shall pay as compensation for the privilege herein granted the sum of twenty dollars per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this ordinance, and each succeeding payment



annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago.

SECTION 5. No work shall be done under authority of this ordinance until a permit authorizing same shall have been issued by the Commissioner of Public Works, and countersigned by the City Electrician, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liability, cost, damage, or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to or which may accrue against, be charged to or recovered from said city, from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein given, and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond or the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force then the privilege and authority herein granted shall thereupon cease. It is made an express provision of this ordinance that the privileges hereby granted shall terminate and this ordinance immediately become null and void, if any default is made by said grantee in the prompt payment of any installment of the compensation hereby provided for.

SECTION 6. During the life of this ordinance the grantee herein, his heirs and assigns, shall at all times keep the surface of the streets over said electric wires in a condition satisfactory to the Commissioner of Public Works, and safe for public travel.

SECTION 7. This ordinance shall take

effect and be in force from and after its passage and upon the filing of the acceptance in writing of this ordinance by said grantee, said acceptance to be filed with the City of Chicago within thirty (30) days from the passage of this ordinance and the filing of the bond herein provided for.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
February 5, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2332 of the current printed Council Proceedings, for the curbing, grading and paving of the alleys in the block bounded by 35th street, 37th street, Indiana avenue and Prairie avenue.

At the meeting of your Honorable Body held January 22d, this ordinance was deferred, and pending the meetings of January 22d and 29th a majority protest was filed, under the statute, in the office of the Board of Local Improvements. The passage of the ordinance by your Honorable Body is, therefore, illegal.

I respectfully recommend, for the reason above stated, that the matter be deferred until the expiration of the majority protest, which is January 23d, 1907.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald Foreman moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Foreman moved that the ordinance be re-referred to the Board of Local Improvements.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
February 3, 1906. }

To the Honorable the City Council of the  
City of Chicago:

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2423 of the current printed Council Proceedings, granting permission and authority to Thomas Carey to maintain and operate a railroad switch track, for the reason that the said ordinance does not contain the provision that the privileges granted may be revoked at any time by the Mayor at his discretion.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered and that the ordinance be repassed without reference to a committee, with the following amendment:

“Amend Section 2 of said ordinance by inserting in the first line thereof before the words ‘this ordinance’ the following phrase:

“The permission and authority hereby granted may be revoked by the Mayor at any time in his discretion, whereupon this ordinance shall become null and void.”

Respectfully,

E. F. DUNNE,  
Mayor.

Ald. Bihl moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Bihl moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Bihl moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenn, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—67.

Nays—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the  
City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Thomas Carey, his heirs, successors and assigns, to maintain and operate the railroad switch track heretofore constructed and operated by him, extending in a southwesterly direction along 43d street at Robey street, and thence along the west side of Robey street from 43d street to 45th street, for and during the period of ten (10) years from and after the passage of this ordinance.

SECTION 2. The permission and authority hereby granted may be revoked by the Mayor at any time in his discretion, whereupon this ordinance shall become null and void. This ordinance shall be subject to modification, amendment or repeal at any time, and in case of repeal all privileges hereby granted shall thereupon cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portions of said streets as is occupied by said switch track in good condition and repair, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or other-

wise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the portions of said streets occupied by said switch track to a condition safe for public travel, similar to the remaining portions of said streets in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the switch track herein provided for shall be subject to all existing ordinances of the City of Chicago now in force or which may hereafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized, until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted, the said Thomas Carey shall pay to the City of Chicago the sum of one hundred and fifty (\$150) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become null and void if said grantee or his assigns fails to promptly pay any installment of said compensation. In further consideration of the privileges hereby granted the said Carey shall permit the City of Chicago to construct, maintain and operate, during the life of this ordinance, a railroad switch track substantially as shown upon the plat hereto attached, for the purpose of obtaining access to the property known as the city dump.

SECTION 6. Before doing any work un-

der and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
February 3, 1906. }

*To the Honorable the City Council of the City of Chicago:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2341 of the current printed Council Proceedings, directing the Commissioner of Public Works to issue a permit to Mary Ryan, authorizing her to move the two-story frame building from No. 4004 Dearborn street to No. 3855 Dearborn street, for the

reason that matters of this character should be referred to the Committee on Building Department for investigation.

I respectfully recommend that the vote by which the said order was passed be reconsidered, and that the said order be referred to the Committee on Building Department.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Harkin moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Harkin moved that the order be referred to the Committee on Building Department.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
February 3, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—I herewith return, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2346 of the current printed Council Proceedings, directing the Commissioner of Public Works to issue a permit to the Grand Crossing Tack Company to lay a water main in South Chicago avenue for fire protection, as per accompanying plans.

I withhold my approval of the said order for the reason that the order as passed does not describe the points from which and into which the said water main is to run, nor is there any limited time specified as to the duration of the privileges granted, nor is there any provision that the said order may be revoked at any time by the Mayor, nor is there any provision that the work of laying the said main and the maintenance thereof shall be under the direction of the Commissioner of Public Works, and in ac-

cordance with the rules and regulations of said Department of Public Works, nor is there any provision for bond, nor for the restoration of the street to a good condition after the removal of the said main.

In view of the foregoing objections to this order I have not examined the plans accompanying the order, but in connection therewith I call attention to the recent recommendation of the Commissioner of Public Works that hereafter no pipe or conduit shall be laid beneath the surface of the street, nor any work done beneath the surface thereof, until the applicant for permission to do such work has filed in the Department of Public Works a plat showing the location and the dimensions of any pipe, conduit or main that it is proposed to lay, and particularly the depth below the surface of the street at which it is proposed to lay such pipe, conduit or main.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Jones moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Jones moved that the order be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
February 3, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2340 of the current printed Council Proceedings, directing the Commissioner of Buildings to permit J. Packzarsky to complete the erection of a shed in the rear of the prem-

ises at No. 314 Aberdeen street, for the reason that matters of this character should be referred to the Committee on Building Department for investigation.

I respectfully recommend that the vote by which the said order was passed be reconsidered, and that the said order be referred to the Committee on Building Department.

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Harkin moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Harkin moved that the order be referred to the Committee on Building Department.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
February 3, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 2428 and 2429 of the current printed Council Proceedings, granting permission and authority to the Union League Auxiliary Association to construct a canopy over the sidewalk in Custom House place in front of the building known as No. 112 Jackson boulevard, for the reason that the said ordinance does not contain the usual provision that the privileges therein granted shall terminate upon default in payment of any of the installments of compensation fixed thereby.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered, and that it be repassed without the usual reference to a committee, with the following amendment:

"Amend Section 3 of said ordinance by

adding at the end thereof the following phrase:

"Provided that if default is made in the payment of any of the installments of compensation herein provided for, the privileges herein granted shall immediately terminate and this ordinance shall become null and void."

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Coughlin moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Coughlin moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Coughlin moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, ers, Finn, Stewart, Reese, Dougherty, ers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

Nays—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Union League Aux-

iliary Association, a corporation, its successors and assigns, to construct, maintain and use a canopy over the sidewalk on Custom House place from the building located on the southwest corner of Jackson boulevard and said Custom House place, said building being known as No. 112 Jackson boulevard, which canopy shall be constructed of combustible material.

The lowest portion of said canopy shall be no less than thirteen (13) feet above the surface of the sidewalk over which said canopy projects, shall not extend more than sixteen (16) feet and six (6) inches beyond the face of the wall of said building and shall not exceed sixteen (16) feet in width.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications, shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works, and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantee shall remove said canopy without cost or expense of

any kind whatsoever to the City of Chicago.

Provided, That in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense hereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Union League Auxiliary Association, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed the sum of twenty-five dollars, per year, payable annually in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter, provided that if default is made in the payment of any of the installments of compensation herein provided for the privileges herein granted shall immediately terminate and this ordinance shall become null and void.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall have first been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, (its) lessees

or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance; said bond and liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be kept in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance together with the bond hereinabove provided for, within thirty (30) days.

ALSO,

The following communication and ordinance:

MAYOR'S OFFICE, }  
February 5, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I am advised by counsel that, under the provision of the Mueller law, it is not clear but that the City Council should pass a separate, formal ordinance providing for the submission of the question of the adoption of the Street Railway Certificate Ordinance passed by your Honorable Body on the 18th day of January, 1906, stating the substance of the proposition or question to be submitted and designating the election at which such question shall be submitted.

I have therefore had such a separate formal ordinance drafted and herewith submit the same to your Honorable Body and respectfully recommend that it be passed without the usual reference to a committee.

Respectfully,

E. F. DUNNE,  
Mayor.

#### AN ORDINANCE

Directing that the question of the approval of an ordinance passed and adopted by the City Council of the City

of Chicago on the 18th day of January, A. D. 1906, entitled: "An ordinance authorizing the City of Chicago to construct, acquire, purchase, own and maintain street railways within its corporate limits and providing the means therefor," and making provision for the issue of Street Railway Certificates not to exceed in amount \$75,000,000 be submitted to popular vote at the next regular city election to be held in said City of Chicago on Tuesday, the 3d day of April, A. D. 1906.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That there shall be and there is hereby ordered and directed to be submitted to popular vote at the next regular city election to be held in the City of Chicago, Illinois, on Tuesday the 3d day of April, A. D. 1906, the question of the adoption of an ordinance passed by the City Council of said city on the 18th day of January, A. D. 1906, entitled: "An ordinance authorizing the City of Chicago to construct, acquire purchase, own and maintain street railways within its corporate limits and providing the means therefor" and making provision for the issue of Street Railway Certificates not to exceed in amount \$75,000,000.

SECTION 2. That the ballot to be used at said election in voting upon said question shall be in substantially the following form, to-wit:

Question of the adoption of an ordinance making provision for the issuance of Street Railway Certificates.

Shall the ordinance entitled "An ordinance authorizing the City of Chicago to construct, acquire, purchase, own and maintain street railways within its corporate limits and providing the means therefore" passed by the City Council of said city on the 18th day of January, A. D. 1906, making provisions for the issue of Street Railway Certificates not to exceed in amount \$75,000,000 be approved.

YES

NO

SECTION 3. That this ordinance shall be in force and effect from and after its passage.

Ald. Foreman moved the subject matter be made a special order at the next regular meeting to be held Thursday, April 8, 1906 at 3:30 P. M.

The motion prevailed.

The City Clerk submitted the following communication:

CITY CLERK'S OFFICE,  
February 5, 1906.

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinances, which have been filed in this office since your last preceding meeting:

Bond and acceptance of Chicago Packing Box Company, under ordinance of January 15th, 1906.

Acceptance of Monarch Refrigerating Co., under ordinance of January 29th, 1906.

Acceptance of Marshall Field & Co., under ordinance of January 22d, 1906.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Which was placed on file.

ALSO,

The following communication:

February 5, 1906.

*To the Mayor and City Council of the City of Chicago:*

GENTLEMEN—As instructed by the Municipal Ownership Delegate Convention at its regular meeting held Saturday, February 3d last, I forward to you for your consideration and action thereon the enclosed resolution which was passed by the said convention at said meeting.

Respectfully yours,

WM. BROSS LLOYD, *Sec'y.*

WHEREAS, The gas companies of the

City of Chicago after having publicly stated that they could not furnish gas at less than 90 cents per thousand feet have now as publicly stated that they will furnish gas at 85 cents a thousand feet; and

WHEREAS, It is common knowledge that in many cities of the United States under at least as costly conditions as Chicago gas is furnished at 75 cents per thousand feet, or less, and that many cities in England and Europe furnish gas for less than 75 cents and in some cases for less than 50 cents; and

WHEREAS, Though five years have passed the gas companies have not denied the reasonableness of 75 cent gas but have delayed the enforcement of the 75 cent gas ordinance by means of collusive suits, and therefore have by their action practically confessed that a 75-cent rate is reasonable; and

WHEREAS, It is self-evident from the above facts and other information in possession of the City Council of Chicago that a 75-cent, or even lower rate is a reasonable price for gas, and that the greed of the gas companies will render impossible any agreement with them which is at the same time fair for the people and the gas companies; now, therefore, be it

*Resolved*, That the Municipal Ownership Delegate Convention demands that the City Council of Chicago refuse to compromise with the gas companies, and that it adhere to the 75-cent gas ordinance of 1900, that as soon as that ordinance is attacked in the courts and upheld by them, it pass an ordinance requiring the sale of gas at 60 cents per thousand feet, and that it take immediate steps to draft an act enabling the City of Chicago to manufacture and sell gas to its inhabitants, and to secure the passage of such an act by the next General Assembly;

*Resolved*, That the Secretary be instructed to forward this resolution to the



City Council, and to distribute copies of the same to the press.

Passed by the Municipal Ownership Delegate Convention, Saturday, February 3d, A. D. 1906.

Which was placed on file.

ALSO,

The following communication:

*To His Honor, the Mayor, and City Council of the City of Chicago:*

WHEREAS, On September 28th, 1903, the City Council of the City of Chicago, after years of delay passed the "Chicago Wide Tire Ordinance" for the purpose of protecting the street paving from destruction by narrow tires now in use in the city; and

WHEREAS, Property owners paying special assessments for street pavements have received scant recognition in the past in the protection of the pavements they have been called on to pay for again and again; and

WHEREAS, Strenuous efforts are now being made by the so-called "Chicago Wide Tire Association" claiming to represent the team owners of Chicago to change and modify the provisions of the ordinance to meet their own views regardless of the interest of the public; and

WHEREAS, It has been fully demonstrated in this and in foreign progressive countries that the ordinance of September 28th, 1903 is reasonable; therefore, be it

*Resolved*, That this convention hereby petition the City Council to place on file the substitute ordinance submitted by teaming interests and proceed at once to enforce the ordinance which was to be enforced on January 1st, 1906.

JEROME P. ZELENSKA,

*Chairman*

J. P. MÉRTILIK,

*Secretary.*

In accordance with the actions taken by the representatives of 97 local improvement associations of the City of

Chicago, assembled in convention at 400 West 18th street, Sunday, January 28th at which a resolution was adopted demanding the enforcement of the "Wide Tire Ordinance," passed by the City Council, September 28th, 1903, the following committee is hereby empowered and authorized to present the resolutions of said convention to His Honor, the Mayor, and ask for the prompt enforcement of the terms of said ordinance.

Dr. Wm. T. Shaare, Karel Stroner, Dr. M. E. Lorenz, Rev. Val Kohlbeck, J. M. Kralovec, J. J. Condon, W. S. Tucker, Jas. T. Karlick, N. Tonka, Ferd. Svaboda, H. J. Born, E. S. Stewart, A. B. Smith, Jno. Stejskal, E. C. Wentworth, W. S. Elliot, T. Zahour, J. F. Stepina, W. Kaspar, W. J. Rathje, Jos. Becker, E. G. Piton, A. J. Gross, Jerome P. Zelenka, Chairman; Rev. Dr. Brown, Senator F. E. Cristion, R. E. Pendarvis, E. G. Haley, Mr. Shassow, S. W. Haremski.

Which was referred to the Committee on Special Assessments and General Taxation, with instructions to report to the City Council inside of thirty days.

ALSO,

The following communication:

CHICAGO, February 5, 1906.

*To the Honorable, the City Council, City of Chicago, Chicago, Ill.—Greeting:*

The Cook County Board of Catholic Temperance Societies embracing all the Catholic Temperance Societies of the City of Chicago, and representing in this city, the Catholic Total Abstinence Union of America at a special meeting held Sunday, February 4th, unanimously resolved,

First—That the effort now being made in the City Council to raise the saloon license fee to \$1,000.00 a year deserves the support of every good citizen:

Second—That the immediate purpose of closing the most disreputable saloons; and the ultimate purpose of providing funds for a larger police force commend themselves to this Board as imperative;

because of the startling growth of crime which is fostered in the cheap saloon, and because of our inadequate police force, which cannot be expected to cope with so great an evil in its present condition.

Third—That this Board pledges itself to give its earnest support to all who are making this present effort to further the best interests of the City of Chicago.

PETER J. O'CALLAGHAN, C. S. P.,  
*Spiritual Director.*

JAMES J. QUINN,  
*President.*

ELLEN O'MARA,  
*Secretary.*

FRANCES MARTELL,  
*Secretary.*

C. T. U. A. of Illinois.

Which was placed on file.

The Corporation Counsel submitted the following communication:

OFFICE OF THE CORPORATION COUNSEL, }  
February 3, 1906. }

To the Honorable, the City Council of the City of Chicago:

GENTLEMEN—At the last regular meeting of your Honorable Body, the following order was passed and is published at page 2337 of the current printed Council Proceedings:

"Ordered, That the Corporation Counsel be and he is hereby directed to furnish an opinion as to whether the City Council has the power to provide by ordinance that all persons engaged in the business of soliciting insurance on commission shall be compelled to take out a license to engage in such business."

Among the Powers possessed by the City Council under Section 1 of Article 5 of the Cities and Villages Act are the following:

91st. To tax, license and regulate auctioneers, distillers and brokers."

In *Banta v. City of Chicago*, 172 Ill., 204, 219, the above clause of the statute

was construed and it was held that the City Council had the power to tax brokers, the only restriction being the requirement that such tax should be uniform as to the class upon which it operated. The court in that case sustained an ordinance of the City of Chicago licensing brokers, which defined a broker to be one engaged for a commission in selling "goods, wares and merchandise or produce and grain," and it was held that the words last quoted included within their meaning shares of stock of corporations or other securities and bonds. The word "broker" in the statute is used without qualification and being a general word, I think includes brokers of every description, including insurance brokers.

It is true that by Section 23 of Article 7 of the Cities and Villages Act it is provided that foreign corporations and companies engaged in the fire insurance business in any city shall pay to the city a percentage of the net receipts from premiums received in the city semi-annually. By that section of the act it is also made the duty of the agent, in behalf of the company he represents, to render a sworn account of the premiums received, etc., and to pay over to the City Treasurer at the time of rendering his account the amount for which his company is liable. (Hurd's Revised Statute, 1901, Chapter 24, page 296, paragraph 110.)

By an act entitled "An act providing for tax on gross premium receipts of insurance companies and associations other than life (Hurd's Revised Statute, 1901, Chapter 73, page 1083), it is provided, among other things, that all foreign insurance companies other than life companies, which shall have paid the percentages on net receipts last referred to to any city, shall be entitled to have deducted from the amounts to be paid to the insurance superintendent under the insurance act, the amounts of such percentages.

Both the statutory provisions last referred to only relate to cities that have an organized fire department. The fact

that insurance companies are so taxed or licensed by a statute of the State does not operate as a bar to taxation or regulation by the city under the 91st clause of Section 1 of Article 5 of the Cities and Villages Act. An insurance company and its agent are different personalities. The business of one is to write risks and settle losses; the business of the other is to solicit insurance and collect premiums. It is not double taxation to require licenses from both an insurance company and its agent. *Farmington v. Lutherford* (Mo. App. 68, S. W. 83). The case of *Walker v. City of Springfield*, 94 Ill., 364 is an authority which also bears on the question of double license fees and taxes.

The statutory provisions relating to taxes on certain foreign insurance companies being disposed of, I can see no reason why all fire insurance brokers might not be subjected to regulation or taxation under the clause of the statute referred to. I am not aware of any provision in the statute as to be one relating to insurance which inhibits such taxation and regulation.

In the case of *Wilcox et al. v. City of Atlanta* (Ga., 1898), 30 S. E. 40, an ordinance taxing insurance brokers was sustained under certain charter powers.

Respectfully submitted,

MACLAY HOYNE,

*Assistant Corporation Counsel.*

Which was placed on file.

The Board of Education submitted the following communication:

February 2, 1906.

*To the Honorable, the Mayor, and the Aldermen of the City of Chicago, in City Council Assembled:*

GENTLEMEN—We beg to inform you that the Board of Education at its regular meeting held January 31, 1906 adopted the following resolution:

“Resolved, That the Board of Education urge the City Council to pass an or-

dinance prohibiting the use of cigarettes among juveniles.”

Respectfully,

BOARD OF EDUCATION, CITY OF CHICAGO.

By EDWARD TILDEN,

*President.*

Attest:

LEWIS E. LARSON,

*Secretary.*

GAL TEN— . . . . .

Which was referred to the Committee on Judiciary.

ALSO,

Requests to acquire property adjoining the following schools:

Fulton School.

Komensky School.

Pickard School.

Patrick Henry School.

Whittier School.

Columbus School.

Request for vacation of alleys adjoining Columbus School, Fulton School, Patrick Henry School and Pickard School.

Request for correcting description of property west of Henry Lloyd School premises, which were

Referred to the Committee on Schools.

The City Comptroller submitted the following communication:

DEPARTMENT OF FINANCE,  
CHICAGO, February 5, 1906.

*To the Honorable, the Mayor and Aldermen, in City Council Assembled:*

GENTLEMEN—I transmit herewith a list of judgments rendered against the City of Chicago up to and including December 31, 1905, which are still unpaid. \$310,594.55, of this amount is an indebtedness of the Corporate Fund, and \$140,237.44 of the Water Fund. These judgments bear interest at the rate of 5 per cent per annum.

Very respectfully,

L. E. MCGANN,

*Comptroller.*

## JUDGMENTS UNPROVIDED FOR AND PAYABLE FROM CORPORATE FUND.

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
25	164,612	Nov. 18, 1895	Annie Miner	\$1,300.00
612	188,621	Feb. 23, 1900	Edith Cuthbertson	900.00
663	198,976	Jan. 18, 1900	Alliner Klein, by etc.	500.00
670	200,769	Feb. 23, 1900	John Juozapaitis	100.00
836	152,889	Feb. 4, 1896	James Lyman	973.10
877	132,824	Feb. 9, 1897	John O'Malley	400.00
936	143,887	May 22, 1897	Manhattan Cement Co.	150.00
1225	175,427	Dec. 1, 1899	Louise Schuler	1,000.00
1352	186,647	Jan. 26, 1900	Ella Boersma	300.00
1388	202,692	Jan. 25, 1900	John Malcomson	100.00
1391	203,104	Jan. 10, 1900	C. H. Welsh	100.00
1393	203,263	Jan. 26, 1900	Richard Roberts	100.00
1396	203,580	Jan. 31, 1900	Wm. Osborne	200.00
1406	204,448	Feb. 20, 1900	Stella Benedict	150.00
1429	174,882	Jan. 16, 1900	Marg't Pickley	150.00
1456	179,481	Nov. 24, 1900	Esther Goldberg	100.00
1472	194,732	Dec. 11, 1900	Chas. T. Darnell, et al.	100.00
1502	109,881	Oct. 20, 1900	Best Brewing Co.	150.00
1543	207,040	Nov. 2, 1900	Maryianna Kubis	35.00
1545	208,066	Nov. 1, 1900	Jos. Kibart	40.00
1611	Underwood	June 15, 1900	Jas. Crane, use of, etc.	60.87
1613	Underwood	July 24, 1900	G. W. Calkins	123.36
1701	204,981	Feb. 5, 1901	Mich'l Thulis	85.00
1901	213,273	April 1, 1901	Harriet Harrington, by N. F.	150.00
1949	197,314	July 17, 1900	Laura Glone	3,500.00
2013	211,347	July 12, 1901	Pat'k McFadden	900.00
2030	223,259	Dec. 20, 1901	Alice Coffey	400.00
2037	188,068	July 6, 1901	Margatha Beinhelm	500.00
2044	201,480	Oct. 19, 1901	Barbara E. Harrison	1,000.00
2197	Prindeville	Aug. 6, 1901	Phil Quinn, use of, etc.	3.24
2281	Everett	Oct. 2, 1901	F. P. Gleason & Co.	120.00
2389	193,120	Feb. 14, 1900	Jacob Mincer	500.00
2409	Everett	Dec. 2, 1901	L. & C. Juergens	60.00
2473	152,008	Mch. 10, 1900	Sam'l Page	150.00
2627	Everett	April 16, 1902	Theu & Grosch	60.00
2768	207,665	June 7, 1902	Eliza McGraw	400.00
2890	171,594	Feb. 1, 1902	Hannah McAuley	550.00
2910	181,724	Feb. 18, 1902	Mary Howard	1,200.00
2917	188,804	Jan. 6, 1902	Walter Williams, by N. F.	1,000.00
2992	214,511	Feb. 20, 1902	Harriett Gates	900.00
3005	218,158	May 3, 1902	Leo. Zelensky, by N. F.	1,000.00
3216	Everett	Oct. 21, 1902	David T. Jack	30.00
3218	Everett	Nov. 28, 1902	Wm. Sheren	90.00
3236	Everett	Dec. 29, 1902	Fred L. Poster	60.00
3237	Everett	Dec. 29, 1902	John B. Ryan	30.00
3238	Everett	Dec. 29, 1902	The Chas. Redieske Co.	30.00
3239	Gibbons	Aug. 18, 1902	Samuel Wein	15.00
3242	Everett	Oct. 24, 1902	Jacob Glos, use of, etc.	132.77

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
3269.	Underwood	Dec. 11, 1902	Jas. Herbert	22.00
3271.	Underwood	Dec. 11, 1902	John C. King	18.37
3275.	Underwood	Dec. 11, 1902	Bridget Hogan	22.00
3277.	Underwood	Dec. 11, 1902	John D. Bridges	14.00
3278.	Underwood	Dec. 11, 1902	Brennan & Rowan	48.80
3282.	Underwood	Dec. 11, 1902	Pat'k O'Brien	22.00
3317.	210,227	July 21, 1902	Adele Hartsig	1,000.00
3333.	212,384	Oct. 24, 1902	Barney O'Donnell	1,000.00
3344.	213,558	Oct. 25, 1902	Jane Robertson	1,000.00
3372.	195,932	Nov. 1, 1902	Jos. Schmer, by N. F.	450.00
3374.	199,906	Oct. 31, 1902	Geo. P. Brome, by N. F.	250.00
3411.	214,666	Dec. 17, 1902	Clara Wasilevski	600.00
3508.	229,750	July 30, 1902	Theo. Wleplinski	154.50
3509.	229,786	Sept. 18, 1902	Richard Heinrichs	55.00
3520.	219,367	June 17, 1902	Fannie Voynow	1,850.00
3533.	216,225	Oct. 16, 1902	John Knipatis	1,500.00
3547.	222,000	Nov. 11, 1902	Elizabeth Wesoloska	500.00
3595.	207,713	Apr. 16, 1903	Thomas Ronan	850.00
3616.	210,852	Jan. 10, 1903	Anna Steinhau	125.00
3651.	214,501	Apr. 17, 1903	Elsie Yuenger by N. F.	150.00
3700.	218,685	June 30, 1903	Bertha Nelson	575.00
3742.	228,361	Apr. 4, 1903	Francis Beidler & Co.	250.00
3746.	176,159	Feb. 24, 1903	P. H. O'Donnell, Adm'r.	50.00
3747.	176,160	Feb. 24, 1903	P. H. O'Donnell, Adm'r.	1,150.00
3749.	185,202	Feb. 24, 1903	P. H. O'Donnell, Adm'r.	50.00
3751.	191,380	Apr. 6, 1903	Agnes Rejeski	1,500.00
3777.	212,922	Apr. 18, 1903	Christian Even	200.00
3812.	226,918	Feb. 23, 1903	Lillie Wielinski	600.00
3841.	26,642	June 17, 1903	Geo. M. Paine	1,500.00
3843.	236,689	June 11, 1903	Wm. R. Mamerre	500.00
3844.	227,211	Feb. 2, 1903	Bennett & Cameron Lbr. Co.	1,698.21
3853.	Bradwell	Feb. 27, 1903	John Collins	100.00
3898.	Underwood	Feb. 9, 1903	Cyrus H. Adams et al.	35.29
3935.	Underwood	Mar. 23, 1903	Ira J. Geer	198.94
3945.	Underwood	May 5, 1903	Chicago Title & Trust Co.	41.59
3956.	Underwood	June 9, 1903	Fred Westphal	114.48
3967.	Underwood	June 25, 1903	W. J. Harner	19.24
3991.	Everett	Mch. 4, 1903	Adam Glos, use of, etc.	20.41
3999.	Everett	Mch. 9, 1903	E. H. Sargent Co.	148.25
4002.	Everett	Mch. 18, 1903	M. C. Stearns	55.00
4021.	Everett	May 28, 1903	Vincent Barzynski	43.76
4024.	Everett	June 8, 1903	Mary E. Harner	41.64
4027.	Everett	June 8, 1903	Margaret Hartnett	88.00
4038.	Everett	June 12, 1903	Andrew Spietz	147.19
4043.	Everett	June 30, 1903	Albert Crane	49.18
4048.	Severson	Apr. 27, 1903	F. J. Halleck	102.86
4079.	231,890	Aug. 26, 1903	Ludwig Simontzig	300.00
4080.	231,971	Aug. 31, 1903	Catherine Jacoby	150.00
4128.	213,567	Oct. 7, 1903	C. Ruzina Rodwicz, by, etc.	100.00
4139.	229,860	Oct. 20, 1903	David Zitenfield, by, etc.	150.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
4156....	23,719....	Mch. 3, 1903.....	Pennsylvania Co.....	2,792.58
4157....	24,561....	Mch. 26, 1903.....	John V. LeMoynes.....	2,500.00
4179. Underwood....	July 6, 1903.....	Helen S. Gage.....		200.00
4182. Underwood....	July 6, 1903.....	Adam Ortsiefen.....		123.80
4236. Underwood....	Oct. 5, 1903.....	William C. How.....		73.16
4240.....	Wolff....	Oct. 20, 1903.....	Susan B. Francis.....	128.50
4241.....	Everett....	July 1, 1903.....	J. H. S. Quick.....	159.93
4242.....	Everett....	July 8, 1903.....	John Kornzak.....	51.82
4267.....	171,961....	Nov. 6, 1903.....	Jos. Wachowski, Admr, etc....	125.00
4268.....	228,686....	Nov. 9, 1903.....	John O'Leary.....	125.00
4271.....	215,185....	Nov. 13, 1903.....	Jos. H. Davis.....	100.00
4275.....	211,105....	Nov. 20, 1903.....	Annie Leiseman.....	165.00
4282....	197,569....	Nov. 7, 1903.....	Katie O'Meara.....	250.00
4285....	198,083....	Nov. 10, 1903.....	Augusta Jarchow.....	375.00
4302....	202,994....	Dec. 3, 1903.....	Mary Dietrich.....	100.00
4309....	201,518....	Dec. 5, 1903.....	Patrick Duffy.....	1.00
4316....	203,482....	Dec. 9, 1903.....	Mary K. Brown, by, etc.....	100.00
4391....	230,436....	Dec. 8, 1903.....	Emma King.....	3,250.00
4408....	207,935....	Jan. 4, 1904.....	Ellen M. McCarthy.....	100.00
4409....	210,715....	Jan. 4, 1904.....	Martin S. Cunningham.....	100.00
4410....	206,862....	Jan. 4, 1904.....	Mary Hust.....	50.00
4415....	234,421....	Jan. 14, 1904.....	Otto A. Baker.....	150.00
4428....	204,192....	Jan. 4, 1904.....	Wm. Fiedler.....	50.00
4429....	189,436....	Jan. 4, 1904.....	Mary Schoenfeld, by N. F.....	450.00
4430....	209,274....	Jan. 4, 1904.....	Bridget E. Scully.....	50.00
4431....	207,249....	Jan. 4, 1904.....	Geo. W. Dally.....	50.00
4433....	238,913....	Jan. 13, 1904.....	Nettie A. West.....	450.00
4437....	188,760....	Jan. 16, 1904.....	Anna Beitsch.....	250.00
4448....	234,434....	Jan. 30, 1904.....	Mich'l Jordan.....	400.00
4449....	212,912....	Feb. 3, 1904.....	Dorcas E. Mains.....	400.00
4453....	201,069....	Feb. 5, 1904.....	Edna Decker.....	250.00
4465....	206,334....	Feb. 23, 1904.....	Mathilda Johnson.....	600.00
4466....	218,595....	Feb. 23, 1904.....	Julian Sadowski.....	450.00
4486....	198,844....	Feb. 10, 1904.....	Otilia Wetzel.....	450.00
4488....	212,556....	Feb. 11, 1904.....	Alida Johannesen.....	1,000.00
4509....	248,244....	Feb. 26, 1904.....	Annie Herman.....	275.00
4510....	248,904....	Feb. 29, 1904.....	John M. Kerr.....	150.00
4512....	238,327....	Feb. 29, 1904.....	John D. Casey, Adms.....	50.00
4515....	Caverly....	Feb. 23, 1904.....	Jas. Daleyerenis.....	150.00
4517....	246,641....	Mch. 2, 1904.....	Geo. Moss, by etc.....	275.00
4533....	237,710....	Mch. 17, 1904.....	Frances Starzewski.....	200.00
4535....	202,449....	Mch. 18, 1904.....	Nicholas Mueller.....	300.00
4566....	229,934....	Mch. 25, 1904.....	J. D. Casey, Adms.....	275.00
4582....	206,748....	Mch. 31, 1904.....	Johanna Sheehan.....	350.00
4583....	210,216....	Mch. 31, 1904.....	Susan McCarty.....	300.00
4588....	206,874....	April 4, 1904.....	Norton R. Travers.....	250.00
4634....	250,742....	April 19, 1904.....	Elsie Schmidt, by N. F.....	150.00
4653....	202,270....	Mch. 7, 1904.....	Susan O. Butts.....	900.00
4663....	241,718....	May 25, 1904.....	Thadeus Paczkowski, N. F.....	250.00
4678....	209,682....	May 24, 1904.....	John Proshaska N. F.....	500.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
4681....	208,380....	May 25, 1904.....	Mary Luddington .....	600.00
4690....	247,636....	April 7, 1904.....	John Sammon .....	800.00
4696....	230,000....	May 27, 1904.....	E. J. Zimmer, Adms.....	125.00
4699....	249,487....	May 31, 1904.....	Frank Glinan .....	200.00
4700....	209,831....	May 27, 1904.....	Zo Polley .....	500.00
4703....	209,429....	May 21, 1904.....	Pat'k Scanlon .....	250.00
4709....	209,437....	May 31, 1904.....	Bridget Kelleher .....	750.00
4711....	218,325....	May 21, 1904.....	John A. Brace .....	1,000.00
4721....	229,447....	June 1, 1904.....	Bessie Becker, by N. F.....	150.00
4828....	208,562....	June 9, 1904.....	Dina Mundstuk .....	750.00
4929....	208,745....	June 9, 1904.....	Theo. Nelson .....	1,100.00
4730....	209,916....	June 10, 1904.....	John Strasser .....	100.00
4734....	213,367....	June 10, 1904.....	Christina Wagner .....	550.00
4736....	210,223....	June 11, 1904.....	Pat'k Neville .....	125.00
4739....	210,306....	June 13, 1904.....	Mary Springer .....	750.00
4743....	209,556....	June 14, 1904.....	Geo. T. Olson, Adms.....	75.00
4745....	209,419....	June 23, 1904.....	L. D. Hawes, Adms.....	500.00
4747....	212,052....	June 30, 1904.....	B. F. March, Adms.....	100.00
4748....	222,622....	June 30, 1904.....	Rebecca Potter .....	500.00
4752....	212,549....	June 2, 1904.....	Jacob Wietz .....	300.00
4753....	207,497....	June 3, 1904.....	Ernest Messman .....	500.00
4756....	252,334....	June 8, 1904.....	Sarah Joyce .....	150.00
4759....	229,380....	June 9, 1904.....	Beeda Jordan .....	175.00
4767....	248,705....	June 29, 1904.....	Katie Mandel .....	150.00
4778....	238,407....	July 12, 1904.....	Tytus Jackimouski .....	250.00
4780....	216,735....	July 12, 1904.....	Edna L. Souder .....	50.00
4785....	238,973....	July 14, 1904.....	Frank J. Miller .....	500.00
4789....	229,816....	July 14, 1904.....	Robt. Bromowski .....	150.00
4803....	247,656....	July 26, 1904.....	Peter Hill .....	150.00
4408....	242,885....	July 30, 1904.....	Thos. Rowley.....	625.00
4814....	210,378....	July 1, 1904.....	Mary C. Hanifan.....	750.00
4815....	237,098....	July 1, 1904.....	Louise Riejger.....	750.00
4824....	220,543....	July 8, 1904.....	Julia Ellis.....	400.00
4832....	211,250....	July 18, 1904.....	Paulina Patrick.....	100.00
4834....	215,090....	July 18, 1904.....	Alice M. McMahan.....	275.00
4844....	224,819....	July 26, 1904.....	Mary Miller.....	250.00
4854....	208,350....	July 29, 1904.....	Hanna Goodfriend.....	250.00
4859....	Caverly....	July 15, 1904.....	Wm. H. Heiser.....	125.00
4866....	212,293....	Aug. 4, 1904.....	Margaret Lynch.....	325.00
4868....	211,802....	Aug. 8, 1904.....	Mary B. Warner.....	200.00
4886....	254,251....	Aug. 9, 1904.....	Jas. P. Curran.....	350.00
4900....	229,387....	Aug. 25, 1904.....	Geo. H. Everding.....	200.00
4906....	222,572....	Sept. 22, 1904.....	David Gordon.....	550.00
4914....	201,642....	Sept. 29, 1904.....	Edgar T. Brown.....	50.00
4915....	204,835....	Apr. 23, 1904.....	Matilda E. Benson.....	1,350.00
4916....	221,793....	Sept. 10, 1904.....	Thos. Lynch.....	250.00
4926....	211,080....	Sept. 30, 1904.....	Chas. W. Spaulding.....	125.00
4928....	208,843....	July 23, 1904.....	Emily McCarthy.....	2,250.00
4938....	208,414....	Oct. 13, 1904.....	Frank Blake.....	300.00
4939....	210,480....	Oct. 13, 1904.....	John D. Casey, Admr.....	175.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
4943	211,044	Oct. 15, 1904	Mary McLeary	350.00
4944	211,849	Oct. 14, 1904	Eliza Carroll	500.00
4950	211,077	Oct. 20, 1904	Agnes Mahoney	400.00
4952	211,541	Oct. 20, 1904	Michael Lill	275.00
4954	239,966	Oct. 21, 1904	Mary F. Howe	250.00
4951	230,205	Oct. 21, 1904	Marat Flynn	350.00
4961	211,544	Oct. 26, 1904	Margaret O'Brien	550.00
4962	239,336	Oct. 26, 1904	Nora Pierce	150.00
4963	214,733	Oct. 27, 1904	Minnie Krause	425.00
4966	235,794	Oct. 27, 1904	Sarah Jardine	250.00
4967	216,695	Oct. 27, 1904	Ellen Broderick	300.00
4971	217,880	Oct. 31, 1904	Peter Kozak	50.00
4978	Woods	Oct. 25, 1904	Max Bernstein	100.00
4979	Martin	Oct. 27, 1904	Bohmil Budilowski	85.00
4982	210,693	Oct. 4, 1904	Mamie Bissen	300.00
4984	208,204	Oct. 4, 1904	Minnie Rosenthal	250.00
4987	211,676	Oct. 5, 1904	David F. Lusk	250.00
4988	246,315	Oct. 6, 1904	Harry Donnelly	250.00
4989	211,305	Oct. 6, 1904	Cassie O'Neil, by N. F.	325.00
4991	211,071	Oct. 7, 1904	Julia Maskova	175.00
4994	215,110	Oct. 10, 1904	Augusta Fox	125.00
4995	211,801	Oct. 10, 1904	Magdalena Guzik	600.00
4998	212,183	Oct. 11, 1904	Mary Kelly	250.00
5000	213,144	Oct. 12, 1904	Lena Silverman	200.00
5003	233,724	Oct. 14, 1904	Margaret Gray	225.00
5004	213,384	Oct. 14, 1904	Henry Peck	500.00
5005	209,930	Oct. 14, 1904	Wm. Dolezels	250.00
5006	232,514	Oct. 15, 1904	Dennie Griffin	300.00
5010	256,496	Oct. 17, 1904	Frederick W. Lapsley	250.00
5011	210,609	Oct. 20, 1904	Rose Stevens	525.00
5012	231,287	Oct. 21, 1904	John W. Clark, Admr.	150.00
5013	213,468	Oct. 21, 1904	Henry J. Wohlgemuth	175.00
5016	239,032	Oct. 25, 1904	Antoinette Masilko	250.00
5023	256,858	Oct. 29, 1904	Guiseppa Matalone	250.00
5024	224,041	Apr. 28, 1903	Maggie McIven	8,000.00
5026	256,972	Nov. 2, 1904	Chas. Kent	150.00
5028	214,067	Nov. 4, 1904	Bessie Schoenfield, by, etc.	125.00
5029	257,010	Nov. 4, 1904	Wunda Jaworski	125.00
5031	245,761	Nov. 9, 1904	Lewis B. Spences	180.00
5032	215,944	Nov. 11, 1904	Geo. Trover, by N. F.	200.00
5033	238,028	Nov. 11, 1904	Clara Cossun	100.00
5035	215,136	Nov. 11, 1904	Mary A. Owens	430.00
5037	242,579	Nov. 14, 1904	Sam'l Pilot	125.00
5038	213,832	Nov. 15, 1904	Sylvia E. Rodgers, N. F.	150.00
5039	214,441	Nov. 16, 1904	Mary McAvoy	125.00
5041	215,184	Nov. 16, 1904	Bridget Hardy	430.00
5042	213,334	Nov. 16, 1904	Lizzie Kelly	500.00
5043	214,806	Nov. 17, 1904	Bridget Dunphy	350.00
5044	216,137	Nov. 21, 1904	Wm. Cammack	600.00
5050	215,641	Nov. 22, 1904	Della Cowley	600.00



Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
5053	245,998	Nov. 25, 1904	Giacomo Uccello	100.00
5057	231,447	Nov. 29, 1904	Jas. C. Denvir	400.00
5058	217,332	Nov. 30, 1904	Sarah Charles	150.00
5060	247,938	Nov. 30, 1904	Mary F. Quinn	850.00
5063	207,646	June 4, 1904	Gustav Schmidt, by N. F.	250.00
5064	211,764	Nov. 1, 1904	Elsie Hudson	300.00
5067	212,059	Nov. 2, 1904	Christopher Pagels	125.00
5068	217,778	Nov. 2, 1904	Margaret E. Lane	125.00
5070	216,354	Nov. 3, 1904	Agnes Hladky	150.00
5072	212,086	Nov. 9, 1904	Catherine F. Roberts	350.00
5076	216,843	Nov. 11, 1904	Maggie E. O'Connor	200.00
5079	214,986	Nov. 15, 1904	Mary Wagner	75.00
5080	226,587	Nov. 16, 1904	Thos. J. Condon Admr	350.00
5081	227,339	Nov. 17, 1904	Emilie. Treskow	150.00
5085	213,408	Nov. 21, 1904	Julius Langer	350.00
5092	216,762	Nov. 28, 1904	Johanna Dunn	300.00
5093	212,102	Nov. 29, 1904	Nora Wood	500.00
5094	240,865	Nov. 29, 1904	Anna Voith	375.00
5095	212,584	Nov. 29, 1904	Kate Leonard	550.00
5096	217,016	Nov. 29, 1904	Lucinda Pool	250.00
5097	234,766	Nov. 30, 1904	Sam'l Cauffman	100.00
5101	223,498	Dec. 1, 1904	Bridget Prophy	250.00
5102	224,720	Dec. 1, 1904	Mary Lubben	350.00
5104	212,151	Dec. 2, 1904	Rose Canavan	600.00
5105	212,559	Dec. 5, 1904	Nancy Wing	500.00
5106	220,705	Dec. 5, 1904	Vincenzo Raimondi	125.00
5108	223,551	Dec. 6, 1904	Hope Louise Sheffield, N. F.	425.00
5112	232,966	Dec. 8, 1904	Theresia Kling	150.00
5113	230,280	Dec. 8, 1904	Bridget Martin	350.00
5114	213,476	Dec. 9, 1904	Bridget McDonald	350.00
5116	241,073	Dec. 9, 1904	Edw. Walsh	300.00
5117	221,255	Dec. 10, 1904	Thos. J. Kelly	350.00
5118	215,564	Dec. 10, 1904	Mary Karins	136.00
5120	222,706	Dec. 9, 1904	Helen F. Walker	400.00
5122	216,837	Dec. 14, 1904	Myer Lazar	125.00
5123	216,785	Dec. 14, 1904	Jennie Munsell	275.00
5124	216,784	Dec. 14, 1904	Edw. Coyne	350.00
5125	214,010	Dec. 14, 1904	Isabelle Cody	250.00
5126	213,227	Dec. 15, 1904	Jas. Kennedy	300.00
5127	232,488	Dec. 15, 1904	Anna Coan	250.00
5128	241,191	Dec. 15, 1904	Martha Lunt	150.00
5130	211,509	Nov. 5, 1904	Katharine McMahan	4,500.00
5131	215,043	Dec. 1, 1904	Dora Bauer	300.00
5132	243,821	Dec. 1, 1904	Emily Smith	700.00
5135	211,832	Dec. 5, 1904	Wm. J. Bowes	400.00
5136	258,034	Dec. 5, 1904	Catherine Herbold	350.00
5137	256,562	Dec. 5, 1904	Jas. Smeeton	125.00
5139	224,172	Dec. 6, 1904	Hannah Bruce	550.00
5140	258,079	Dec. 6, 1904	Mary Hine	250.00
5141	217,229	Dec. 7, 1904	Emma Cusbert	550.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
5142	217,298	Dec. 8, 1904	Augusta Mampe	400.00
5146	253,248	Dec. 10, 1904	Wm. Heisch, Adms.	200.00
5149	241,382	Dec. 14, 1904	Marianna Wagner, Adm.	1,100.00
5153	241,382	Dec. 14, 1904	Mabel Demerest	400.00
5158	216,350	Dec. 15, 1904	Nellie Corbin, Adm.	175.00
5159	217,793	Dec. 15, 1904	Mary Schick	450.00
5160	217,545	Dec. 15, 1904	Johanna Beilfuss	550.00
5164	224,772	Dec. 15, 1904	Mary Carroll	250.00
5167	Roth	Nov. 17, 1904	Sofoman Baumgarten	140.00
5168	Gillespie	Dec. 3, 1904	Lewis D. Nelson	20.00
5171	235,860	Sept. 26, 1904	James Sedlak	96.25
5172	196,424	Jan. 3, 1903	Jane Gammon, Mary and Thos. Malloy	300.00
5177	258,416	Dec. 19, 1904	P. E. McDonnell	500.00
5178	206,594	April 8, 1904	Z. O. & T. A. Jackson	900.00
5179	210,382	Dec. 16, 1904	Mary Hauseman	1,000.00
5184	231 (854)	Dec. 17, 1904	Antonina Kielma	750.00
5189	213,371	Dec. 22, 1904	Christin Johnson	400.00
5190	215,645	Dec. 21, 1904	John Donahue	400.00
5192	219,293	Dec. 22, 1904	Brian Conway	150.00
5196	212,823	Dec. 31, 1904	Pat'k B. Hayes	750.00
5199	232,351	Dec. 16, 1904	Geo. M. Glaser	750.00
5206	241,135	Dec. 19, 1904	Annie Dunn	300.00
5208	258,543	Dec. 19, 1904	Tillie M. Craig	100.00
5209	229,737	Dec. 19, 1904	John F. Byrnes	200.00
5215	217,509	Dec. 20, 1904	Ann Grady Cleary	400.00
5216	217,574	Dec. 20, 1904	Genevieve F. York, Adms.	350.00
5217	209,291	Dec. 21, 1904	Marg't Rooney	500.00
5218	258,636	Dec. 21, 1904	Anna Tanbert	350.00
5219	221,500	Dec. 21, 1904	Mary Forsyth	600.00
5220	258,664	Dec. 22, 1904	John C. McCloud	100.00
5223	218,021	Dec. 22, 1904	Eliz. Hogan	425.00
5224	218,022	Dec. 21, 1904	John Bradshaw	525.00
5226	258,709	Dec. 23, 1904	Jennie James	375.00
5227	255,735	Dec. 24, 1904	Annie O'Lany	350.00
5231	258,808	Dec. 28, 1904	Dora Curtis	250.00
5233	258,936	Dec. 31, 1904	Alphonsine Allee	250.00
5234	215,991	Dec. 31, 1904	Lawrence Flood	300.00
5236	Everett	Dec. 22, 1904	Wm. E. Sweat	35.00
5239	210,742	Nov. 12, 1904	Sophia Schrijner	2,750.00
5240	241,523	Jan. 5, 1905	Mary Franklin	350.00
5241	241,653	Jan. 7, 1905	Alma Graedinges	136.00
5243	227,596	Jan. 9, 1905	Ferdinand Kinkel	150.00
5248	226,428	Jan. 18, 1905	Anna Newman	275.00
5256	212,425	Dec. 24, 1904	Gertrude Hallwacks	4,500.00
5257	212,634	Dec. 24, 1904	Annie Ochampaugh	1,500.00
5259	217,968	Jan. 3, 1905	Gertrude E. Lytle	650.00
5260	218,317	Jan. 5, 1905	Catherine Maddigan	225.00
5266	218,364	Jan. 6, 1905	Nora Hall	150.00
5269	241,041	Jan. 12, 1905	Clara Goland	350.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
5272	165,158	Jan. 17, 1905	Mich'l Czasezwicz	400.00
5273	218,502	Jan. 17, 1905	Annie Madden	250.00
5277	234,423	Jan. 20, 1905	Rose Hussey	550.00
5278	216,685	Jan. 20, 1905	Chas. W. Palmer	650.00
5282	219,069	Jan. 24, 1905	Annie Braznich	150.00
5291	230,020	Jan. 30, 1905	Jas. Clark	75.00
5292	245,238	Feb. 1, 1905	Sophia Seipp, by N. F.	145.00
5294	219,489	Feb. 8, 1905	P. H. O'Donnell, Adm.	300.00
5295	Grant	Feb. 14, 1905	Barney McGinnis	104.00
5297	260,175	Feb. 9, 1905	Rose O'Brien	100.00
5298	219,640	Feb. 9, 1905	John Frana	380.00
5301	235,582	Feb. 11, 1905	Julia Scipico	300.00
5303	260,325	Feb. 15, 1905	Edw. O'Connor	200.00
5307	253,608	Feb. 16, 1905	John Mazinecz	150.00
5313	260,390	Feb. 17, 1905	Annie Swemofski	50.00
5314	238,409	Feb. 20, 1905	Dennis D. Graney, Admr.	200.00
5315	219,242	Feb. 20, 1905	Samuel Leve	300.00
5317	223,411	Feb. 20, 1905	Hans Hundroff	216.00
5318	241,846	Feb. 23, 1905	Meyer Verier	425.00
5319	254,842	Feb. 24, 1905	Mary A. Mullins	600.00
5321	222,237	Feb. 25, 1905	Lizzie Griffin	450.00
5322	222,212	Feb. 27, 1905	Thos. Scanlon	110.00
5323	219,998	Feb. 27, 1905	Chas. E. Whitehead	300.00
5324	236,140	Feb. 27, 1905	Jennie Whitten	450.00
5325	218,944	Feb. 27, 1905	Rose Holdsworth	750.00
5327	210,367	Feb. 1, 1905	Jos. E. Brown	875.00
5333	224,914	Feb. 17, 1905	Angie Benedict	400.00
5335	213,168	Feb. 18, 1905	Anna Reich	600.00
5336	218,825	Feb. 20, 1905	Timothy Curtin	100.00
5337	212,594	Feb. 20, 1905	Samuel Goldberg	100.00
5341	220,536	Feb. 24, 1905	Albrecht Weigel	600.00
5342	220,776	Feb. 24, 1905	Sebastian Kubas	650.00
5367	241,925	Mch. 22, 1905	Chas. View Co., use of, etc.	460.00
5368	Richardson	Nov. 17, 1904	E. G. Uihlein, use of, etc.	93.78
5369	Richardson	Nov. 17, 1904	Edw. Billiott, use of, etc.	99.59
5370	Richardson	Nov. 17, 1904	Mrs. Peter Keiffer, use of, etc.	95.86
5371	Richardson	Nov. 17, 1904	Jos. Jehlicka	93.34
5372	Richardson	Nov. 17, 1904	W. Meyer	90.08
5382	Prindiville	Jan. 11, 1904	E. E. Walsh Teaming Co.	150.00
5387	226,292	Mch. 3, 1905	Anna McDonough, N. F.	250.00
5402	227,057	Mch. 10, 1905	Gust. Waziekszkowski	400.00
5405	243,048	Mch. 13, 1905	Lillian Grossman	300.00
5406	241,966	Mch. 14, 1905	Annie Brady	350.00
5410	227,744	Mch. 15, 1905	Otto Albrecht	2,000.00
5414	228,054	Mch. 20, 1905	John D. Casey, Admr.	2,500.00
5416	236,891	Mch. 21, 1905	Thos. Flannigan	850.00
5418	213,752	Mch. 23, 1905	Martha A. Daglish	250.00
5420	213,897	Mch. 24, 1905	Karen E. Rassmussen	250.00
5421	241,048	Mch. 24, 1905	Ella Moore	50.00
5423	213,816	Mch. 25, 1905	Catherine Smith	200.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
5430	214,214	Mch. 31, 1905	Catherine Fanen	250.00
5433	211,298	Dec. 17, 1904	Odelia Johannes	900.00
5434	219,667	Mch. 1, 1905	Lizzie Scully	500.00
5437	223,874	Mch. 2, 1905	Chas. Klingbeil	500.00
5441	219,843	Mch. 6, 1905	John Taylor	250.00
5442	218,849	Mch. 7, 1905	Helena Kessler, by N. F.	1,500.00
5443	219,756	Mch. 7, 1905	Mary Kelly	225.00
5444	252,550	Mch. 8, 1905	Alie Dunscomb	300.00
5457	250,966	Mch. 15, 1905	Ellen O'Brien	400.00
5459	222,020	Mch. 16, 1905	Alexander Pekus	275.00
5460	221,467	Mch. 16, 1905	Josephine Flaherty	415.00
5472	222,863	Mch. 22, 1905	Jos. Konwinski	200.00
5475	252,816	Mch. 24, 1905	Ada H. Lamping	125.00
5479	222,766	Mch. 28, 1905	George C. Bush	175.00
5480	260,604	Mch. 29, 1905	Geo. Martens	100.00
5482	224,185	Mch. 30, 1905	Wm. O'Connell	175.00
5488	262,038	Apr. 17, 1905	Edw. McNichols	250.00
5489	262,087	Apr. 18, 1905	Jos. Dillon	200.00
5491	222,754	Apr. 22, 1905	Edw. Fleming	300.00
5495	222,339	Apr. 26, 1905	Helen McDermid	200.00
5499	245,653	April 27, 1905	Nonie Cosgrove	300.00
5502	219,985	April 28, 1905	Jessie Hill	350.00
5517	229,891	April 27, 1905	Beckie Simon	200.00
5519	219,204	April 28, 1905	Edw. M. Brown	275.00
5522	243,254	April 29, 1905	Grace Wallis	250.00
5533	Wolff	May 3, 1905	Herman E. Wachholz	150.00
5536	Keeney	May 22, 1905	Tom De Graw	83.00
5539	244,130	May 2, 1905	Chas. Cook	250.00
5541	214,622	May 2, 1905	Catherine Doris	350.00
5545	226,089	May 3, 1905	Sophia Finn	225.00
5548	244,182	May 3, 1905	Julia Black	275.00
5551	239,792	May 5, 1905	Solomon Franklin	250.00
5553	214,696	May 6, 1905	Mary Mergenthaler	175.00
5557	214,721	May 8, 1905	Grace E. Kobar	350.00
5570	221,602	May 15, 1905	Maud Murray	65.00
5571	228,949	May 16, 1905	Simon Danus	150.00
5574	217,093	May 18, 1905	Aloysius Wolf	250.00
5580	215,036	May 22, 1905	John Gopal	350.00
5585	231,157	May 26, 1905	Margt. Heimicher	150.00
5590	215,316	May 29, 1905	Clara Haller	550.00
5596	262,461	May 2, 1905	Mary A. Crook	125.00
5597	228,779	May 3, 1905	Frank Miller	275.00
5606	248,475	May 10, 1905	Wm. Hefferman	750.00
5608	262,716	May 12, 1905	Eliz. O'Farrell	135.00
5618	242,889	May 22, 1905	Carl Doering	500.00
5619	234,456	May 22, 1905	Jas. T. Mack	200.00
5620	259,895	May 20, 1905	Dora Rand	250.00
5626	262,988	May 25, 1905	Ellen O'Malley	275.00
5630	227,582	May 29, 1905	Chas. Briskie, by N. F.	250.00
5631	233,493	May 29, 1905	Eliz. Prosser	425.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
5633	263,134	May 31, 1905	Emma Kohn	250.00
5638	263,188	June 1, 1905	Natali Polly	200.00
5639	227,039	June 2, 1905	Geo. Reilly, by N. F.	500.00
5640	224,742	June 3, 1905	Henry Hager	1,000.00
5647	224,773	June 13, 1905	Christ Wuest	175.00
5649	224,828	June 14, 1905	Ernest N. Conrad	150.00
5658	244,995	June 5, 1905	John E. Howard	200.00
5665	215,586	June 8, 1905	Katie Ryan	75.00
5667	215,478	June 8, 1905	Jennie Hanke	200.00
5668	215,605	June 8, 1905	Hattie Robson	125.00
5669	215,584	June 9, 1905	Elma Lyseil	250.00
5670	215,658	June 9, 1905	Emily Novotny	150.00
5673	214,897	June 12, 1905	Hakem Lyberg	1,000.00
5674	215,723	June 13, 1905	Michael Conway	175.00
5676	214,882	June 13, 1905	Gertrude Schapery	450.00
5677	229,075	June 15, 1905	Wm. Kennedy, by N. F.	550.00
5679	215,721	June 16, 1905	Cath. Schiffrs	200.00
5689	Martin	Jan. 4, 1902	A. J. Carlson, use of, etc.	43.50
5690	Martin	Jan. 4, 1902	B. W. Cavell, use of, etc.	44.75
5691	Martin	Jan. 4, 1902	Martin Hickey, use of, etc.	72.50
5692	Martin	Jan. 4, 1902	A. Natanson, use of, etc.	82.50
5693	Martin	Jan. 4, 1902	J. Whalen, use of, etc.	82.50
5694	Martin	Jan. 4, 1902	Geo. D. Hahn, use of, etc.	82.50
5695	Martin	Jan. 4, 1902	John Kaufman, use of, etc.	68.00
5696	Martin	Jan. 4, 1902	E. J. Sullivan, use of, etc.	82.50
5697	Martin	Jan. 4, 1902	Michael Malloy	77.50
5698	Martin	Jan. 4, 1902	Jas. McCaffrey	49.00
5699	Martin	Jan. 4, 1902	D. Donohue	82.50
5700	Martin	Jan. 4, 1902	Michael Hanley	72.50
5558	219,686	May 8, 1905	Richard J. Knight	700.00
5701	Martin	Jan. 4, 1902	F. G. Hanshen, use of, etc.	82.50
5702	Martin	Jan. 4, 1902	Marshal Ward, use of, etc.	77.50
5703	Martin	Jan. 4, 1902	H. Simroth, use of, etc.	55.75
5704	Martin	Jan. 4, 1902	J. P. Murphy, use of, etc.	47.50
5705	Martin	Jan. 4, 1902	C. A. McCarle, use of, etc.	82.50
5706	Martin	Jan. 4, 1902	Fred Dohran, use of, etc.	82.50
5707	Martin	Oct. 19, 1904	Weber Bros., use of, etc.	83.76
5708	Richardson	Jan. 4, 1902	E. W. Tredington, use of, etc.	7.50
5709	Richardson	Jan. 4, 1902	E. J. Dunlea, use of, etc.	53.50
5710	216,370	May 26, 1903	Hugh J. McNally	103.92
5711	216,369	Dec. 30, 1904	Thos. J. Coughlan	103.92
5712	216,371	Dec. 30, 1904	Ira J. McDowell	103.92
5713	216,372	Dec. 30, 1904	W. H. Westbrook	103.92
5714	216,373	Dec. 30, 1904	John L. Fuller	103.92
5715	230,992	Jan. 26, 1905	Mary Rourke	100.00
5716	260,326	Feb. 15, 1905	Jackson & Corbett Co.	1,220.00
5718	258,280	Mch. 27, 1905	Cobden G. Gray	3,974.67
5719	174,229	Jan. 3, 1903	Thos. Murdock et al.	1,400.00
5720	197,519	July 14, 1903	Fred Miller Brew. Co.	1,945.00
5721	243,781	Feb. 23, 1905	Inter Ocean Pub. Co.	703.20

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
5724	202,323	July 8, 1903	Jos. J. Albright, use of, etc.	261.73
5725	228,551	June 24, 1903	Chas. G. Singer, trustee.	678.35
5727	Woods	Dec. 16, 1902	Otto L. Peterson	60.00
5733	224,842	July 10, 1905	Eliz. Junkatowa	1,500.00
5743	235,459	July 14, 1905	Fannie Sultan	550.00
5747	224,702	July 17, 1905	Lillian McDougall	1,000.00
5748	225,680	July 18, 1905	Wm. Kewer	750.00
5752	259,935	July 21, 1905	Mary Burk	450.00
5755	233,897	July 24, 1905	Mary Horne	250.00
5757	240,138	July 25, 1905	Ida Schoenemann	450.00
5758	240,099	July 25, 1905	Belle Pritchard	175.00
5759	237,143	July 26, 1905	Nellie Brotherton	550.00
5765	242,979	July 31, 1905	Margt. Eiermann	125.00
5767	224,111	May 13, 1905	Margt. Mulcahy	1,500.00
5768	245,518	June 28, 1905	Jos. E. Rock	275.00
5771	216,232	June 30, 1905	Jos. H. Strong, admr.	300.00
5774	229,465	June 30, 1905	Michael M. Jonas	250.00
5775	226,649	June 30, 1905	Elizabeth Jonas	250.00
5776	216,127	June 30, 1905	Martin A. Swanfelth	100.00
5777	244,750	July 5, 1905	Wm. Carpenter	250.00
5780	216,294	July 7, 1905	Grace Hazeltine	500.00
5781	216,291	July 7, 1905	Cath. Harry	300.00
5782	216,574	July 7, 1905	Cath. Sanders	600.00
5785	229,787	July 8, 1905	Lizzie Verrow	550.00
5789	216,292	July 11, 1905	Lizzie Johnson	150.00
5791	245,869	July 12, 1905	Angelo Matteo	86.06
5793	224,792	July 14, 1905	Chi. Title & Trust Co., admr.	1,800.00
5795	245,976	July 14, 1905	Cornelius Moriarity	300.00
5796	245,978	July 14, 1905	Dr. Rich. J. O'Connell	500.00
5799	233,800	July 18, 1905	Cath. Conley	400.00
5802	217,152	July 19, 1905	Herbert Peterson	475.00
5806	215,437	July 20, 1905	Harriett Greenberg	400.00
5808	246,097	July 21, 1905	Jas. Root	275.00
5809	233,579	July 21, 1905	Gertrude S. Benton	300.00
5810	216,645	July 21, 1905	Mary Whaley	450.00
5811	216,371	July 22, 1905	Hanna Anderson	1,000.00
5812	224,129	July 22, 1905	Minnie Burke	325.00
5813	216,572	July 24, 1905	Geo. L. Slocum	750.00
5815	226,090	July 25, 1905	Emma Winquist	100.00
5818	246,186	July 25, 1905	Margt. Harrison	200.00
5820	241,816	July 25, 1905	Laura A. Young	300.00
5821	216,696	July 25, 1905	Louise Schwiecguth	400.00
5826	216,559	July 28, 1905	Mary Roach	300.00
5827	227,953	July 28, 1905	Eva Weiss	300.00
5828	229,956	July 31, 1905	John Cronin	550.00
5831	245,089	July 31, 1905	Pat'k. Haney	350.00
5832	194,882	May 20, 1905	Bertha Stiehmann	1,500.00
5834	232,027	Aug. 2, 1905	Matilda Papka	425.00
5840	235,107	Aug. 10, 1905	Kate O'Brien	550.00
5841	246,474	Aug. 10, 1905	Mary Maloney	275.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
5844	246,472	Aug. 10, 1905	Annetta Lewis	250.00
5845	245,700	Aug. 10, 1905	John J. McCarthy	250.00
5854	241,059	Aug. 17, 1905	Delia Coughlin	550.00
5858	227,847	Aug. 25, 1905	Henry Schroder	550.00
5863	235,147	Aug. 29, 1905	Caple Neff	475.00
5864	22,521	July 29, 1905	Wm. Johnson	125.00
5865	Cochrane	June 20, 1905	Jacob Lass	90.00
5867	Martin	June 20, 1905	Arthur R. Bohoskey	150.00
5868	Woods	Aug. 8, 1905	Adam M. Schills	82.50
5869	264,701	Aug. 2, 1905	Sarah Dixon	200.00
5870	225,617	Aug. 3, 1905	John Battersby	550.00
5871	239,284	Aug. 7, 1905	Mich'l. Moran	300.00
5872	240,004	Aug. 7, 1905	Lena Thuman	250.00
5873	235,651	Aug. 8, 1905	Kate Doherty	275.00
5877	211,728	Aug. 10, 1905	Anna Lanigan	850.00
5881	223,939	Aug. 11, 1905	Lizzie Schulz	500.00
5888	241,841	Aug. 24, 1905	John J. Ryan	350.00
5889	249,628	Aug. 24, 1905	Alex. Ellingson	350.00
5890	265,202	Aug. 25, 1905	Mary Tracey	175.00
5895	224,626	June 21, 1905	Gustav Halling	1,500.00
5896	206,198	Oct. 19, 1901	Annie A. E. Hellman	50.00
5902	184,821	Sept. 11, 1905	Mary McGinnus, of, etc.	275.00
5904	230,914	Sept. 13, 1905	Ellen Foran	300.00
5907	246,913	Sept. 13, 1905	John Houlihan	250.00
5911	216,739	Sept. 18, 1905	Nellie Lorden	200.00
5914	242,096	Sept. 18, 1905	Neil Yyons by N. F.	200.00
5916	214,896	Sept. 21, 1905	Chas. Foley	100.00
5917	247,559	Sept. 23, 1905	Emma Newman	275.00
5918	216,752	Sept. 25, 1905	Arthur Jewain	200.00
5923	193,252	Sept. 9, 1905	Mathilda A. Catlin	300.00
5925	235,652	Sept. 13, 1905	Ida Reinhardt	250.00
5927	253,892	Sept. 15, 1905	Anna Jwierolecz	250.00
5929	265,738	Sept. 18, 1905	Harold M. Bach, by N. F.	250.00
5932	222,167	Sept. 22, 1905	J. H. Strong. Adm., etc.	350.00
5934	265,993	Sept. 27, 1905	Masha Ash	150.00
5935	161,204	July 12, 1905	Mary E. McShane	1,200.00
5936	225,139	July 13, 1905	Harris Kaplan	50.00
5937	254,516	Aug. 29, 1905	Oscar M. Barth	3,611.37
5938	174,999	Nov. 1, 1905	Sarah Morgan	2,100.00
5939	Everett	Aug. 29, 1905	W. S. Barrows	44.36
5940	Prindiville	Aug. 9, 1905	Chas. F. Trapp	125.00
5941	234,023	Oct. 2, 1905	May M. Lundgren	200.00
5942	226,491	Oct. 2, 1905	Wm. H. Martin	225.00
5943	176,528	Oct. 2, 1905	Jacob Rosenbaum, by N. F.	200.00
5944	226,294	Oct. 9, 1905	May Coleman	600.00
5945	226,440	Oct. 9, 1905	Josephine Dupee	250.00
5946	226,296	Oct. 9, 1905	Eva Jacobus	200.00
5947	226,439	Oct. 9, 1905	Eliz. Mattimore	150.00
5948	264,894	Oct. 10, 1905	Jas. C. Murphy, by N. F.	315.00
5949	231,966	Oct. 10, 1905	Neil J. Shannon, Adm.	350.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
5950	263,974	Oct. 13, 1905	Sadie Spiro, by N. F.	150.00
5951	226,635	Oct. 17, 1905	Anna Dufrene	200.00
5952	227,097	Oct. 17, 1905	Lucy Philips	200.00
5293	222,746	Oct. 21, 1905	Agnes Gusa	200.00
5954	226,852	Oct. 24, 1905	Betsey Newland	200.00
5955	251,778	Oct. 24, 1905	Vincene Koubelik	350.00
5956	241,468	Oct. 23, 1905	Mary Clifford	500.00
5957	227,092	Oct. 24, 1905	Thos. Fitzpatrick	100.00
5958	265,789	Oct. 24, 1905	Frank Pstrong	75.00
5959	266,680	Oct. 24, 1905	Harry Reitz	125.00
5960	266,681	Oct. 24, 1905	Henry Young	225.00
5961	239,174	Oct. 24, 1905	Victor Bonson	230.00
5962	243,370	Oct. 25, 1905	Frank Murawski	100.00
5963	243,519	Oct. 25, 1905	Nora Lynch	275.00
5964	245,250	Oct. 25, 1905	Kate Murphy	1,000.00
5965	258,846	Oct. 25, 1905	Edward O'Rourke	225.00
5966	227,249	Oct. 26, 1905	John Lynch, by N. F.	400.00
5967	226,359	Oct. 27, 1905	Irene Guilfoyle, by N. F.	400.00
5968	226,844	Oct. 27, 1905	Gustav Moore	325.00
5969	227,100	Oct. 27, 1905	Mary Hamill	500.00
5970	227,174	Oct. 30, 1905	Thos. W. Scanlon	250.00
5971	242,405	Oct. 2, 1905	Reuben Malowsky	230.00
5972	200,074	Oct. 2, 1905	Ellen M. Heneberry	350.00
5973	241,443	Oct. 3, 1905	Robt. Goodrich, by N. F.	250.00
5974	247,760	Oct. 5, 1905	John Lindell	275.00
5975	233,821	Oct. 6, 1905	Victoria Moran	100.00
5976	216,779	Oct. 9, 1905	Bridget McNichols	300.00
5977	216,916	Oct. 9, 1905	Ellen Tucker	150.00
5978	202,532	Oct. 10, 1905	Domenico Rosso, by N. F.	750.00
5979	217,548	Oct. 11, 1905	Thos. Cantlon	300.00
5980	216,842	Oct. 10, 1905	Sarah Delaney	250.00
5981	216,797	Oct. 10, 1905	Timothy S. Mahoney	300.00
5982	217,232	Oct. 12, 1905	Margt. Fitzgerald	250.00
5983	216,945	Oct. 12, 1905	Minnie Pienitz	125.00
5984	247,985	Oct. 11, 1905	Horace Croft	275.00
5985	216,920	Oct. 16, 1905	John M. Murrey	800.00
5986	224,958	Oct. 16, 1905	Jessie E. Patterson	150.00
5987	216,747	Oct. 14, 1905	Bertha Schenner	500.00
5988	216,979	Oct. 14, 1905	Wm. A. Hamm	160.00
5989	217,766	Oct. 16, 1905	Honora Brosnan	500.00
5990	216,861	Oct. 17, 1905	Bridget McCluskey	500.00
5991	242,861	Oct. 18, 1905	Minnie Perlman	500.00
5992	233,185	Oct. 18, 1905	Annie Aergot	190.00
5993	217,037	Oct. 19, 1905	Katherine Barbour	525.00
5994	217,077	Oct. 19, 1905	Kate Lynch	500.00
5995	217,184	Oct. 20, 1905	Malia Novak	135.00
5996	237,511	Oct. 20, 1905	Mary Wees	500.00
5997	216,849	Oct. 21, 1905	Ray Isenberg	150.00
5998	248,394	Oct. 24, 1905	Anna Leon	250.00
5999	247,485	Oct. 25, 1905	Frances Joel	275.00



Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
6000	220,360	Oct. 25, 1905	Albertina Klein	300.00
6001	247,701	Oct. 26, 1905	Jos. Awizes	161.00
6002	208,888	Oct. 26, 1905	Johanna Tull	250.00
6003	217,193	Oct. 27, 1905	Stella Conboy	150.00
6004	245,720	Oct. 31, 1905	John Lind	1,500.00
6005	Henley	Nov. 24, 1905	Christina Zellman, admx.	46.25
6006	187,409	Nov. 20, 1905	Ella G. Giese	150.00
6007	Prindiville	July 6, 1904	John J. and Paul McEwen	90.00
6008	Everett	Nov. 15, 1902	Arthur J. Keefe	120.00
6009	226,461	Nov. 1, 1905	Ida M. Card	75.00
6010	259,796	Nov. 2, 1905	Wm. Sheridan	100.00
6011	236,564	Nov. 3, 1905	Emil Morgeneier	75.00
6012	227,375	Nov. 3, 1905	Mary Touhey	1,250.00
6013	226,253	Nov. 4, 1905	John Kral	600.00
6014	258,077	Nov. 3, 1905	Lawritz Martinson	400.00
6015	227,663	Nov. 4, 1905	Jacob L. Buy	200.00
6016	227,746	Nov. 4, 1905	Francisca Kizorek	150.00
6017	226,653	Nov. 4, 1905	Lillian Narmoil	300.00
6018	227,490	Nov. 8, 1905	Anna McDonald	150.00
6019	227,627	Nov. 9, 1905	Julia Cubala	100.00
6020	252,964	Nov. 9, 1905	Sarah Gelassin	250.00
6021	228,058	Nov. 9, 1905	Anna Buehrle	125.00
6022	227,799	Nov. 10, 1905	Bridget Valley	450.00
6023	228,967	Nov. 10, 1905	Mary Mattison	125.00
6024	227,271	Nov. 11, 1905	Anastazy Kubasiak	500.00
6025	211,727	Nov. 9, 1905	Johanna Dekaber	200.00
6026	260,650	Nov. 14, 1905	Etta Walsh	75.00
6027	228,781	Nov. 15, 1905	Mayer Larnier	100.00
6028	228,198	Nov. 16, 1905	Jessie S. Berg	1,000.00
6029	228,093	Nov. 16, 1905	Jas. Ferguson	250.00
6030	262,571	Nov. 17, 1905	Jas. O'Malley	225.00
6031	248,777	Nov. 18, 1905	Stephen Danaker	75.00
6032	227,372	Nov. 21, 1905	Bridget Jennings	225.00
6033	228,501	Nov. 21, 1905	Rosalie Springer	175.00
6034	228,992	Nov. 23, 1905	Peter Kernis	750.00
6035	229,317	Nov. 24, 1905	Hannah Brostrom	475.00
6036	234,986	Nov. 27, 1905	Geo. Schanz	136.00
6037	229,377	Nov. 27, 1905	Ray Hippert, by N. F.	161.00
6038	262,897	Nov. 25, 1905	Fredericka Moffet	150.00
6039	228,567	Nov. 27, 1905	Barnet Counselbaum	200.00
6040	265,190	Nov. 29, 1905	Lizzie Bowman	311.00
6041	221,689	Nov. 1, 1905	Bronislawa Nowakoska	175.00
6042	217,295	Nov. 2, 1905	Lizzie Willin	200.00
6043	217,558	Nov. 2, 1905	Andrew Cicora, admr.	250.00
6044	206,150	Nov. 9, 1905	Jos. Langeman	200.00
6045	245,026	Nov. 10, 1905	Lena Weiss	165.00
6046	217,255	Nov. 10, 1905	Sigrid Ekstrom	700.00
6047	244,814	Nov. 14, 1905	Mary Lenin	200.00
6048	240,027	Nov. 14, 1905	Francis Cermak	450.00
6049	217,673	Nov. 15, 1905	Margt. Hilton	400.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
6050	239,744	Nov. 16, 1905	Esther Weiss, by N. F.	125.00
6051	217,168	Nov. 16, 1905	Margt. Cull	2,800.00
6052	248,961	Nov. 16, 1905	Margt. L. Kirby	250.00
6053	217,263	Nov. 16, 1905	Hannah Boyle	300.00
6054	248,973	Nov. 16, 1905	Frank Rawlus	215.00
6055	243,094	Nov. 17, 1905	Samuel Blumert	200.00
6056	227,507	Nov. 22, 1905	Margt. A. Simonds, by N. F.	175.00
6057	221,080	Nov. 23, 1905	Norah Halpin	175.00
6058	247,179	Nov. 23, 1905	Stanislaw Soltysik	200.00
6059	211,615	Nov. 24, 1905	Bridget King	25.00
6060	243,201	Nov. 27, 1905	David Shapiro	200.00
6061	249,228	Nov. 27, 1905	Anton Tolkdorf	100.00
6062	241,586	Nov. 27, 1905	Anna Williams	300.00
6063	247,702	Nov. 27, 1905	Hilma Peterson	75.00
6064	246,455	Nov. 28, 1905	Minnietta Craig	25.00
6065	216,996	Oct. 21, 1905	Joseph Haller	112.00
6066	217,378	Oct. 30, 1905	Anna Stein	100.00
6067	21,964	Nov. 22, 1904	W. T. Cushing	111.60
6068	Everett	Sept. 13, 1904	Louis S. Hayes	75.35
6069	215,690	Jan. 11, 1905	John Spirkel	191.00
6070	22,566	Aug. 16, 1905	Edw. A. Bachelor	224.04
6071	21,597	Dec. 6, 1905	Geo. P. Eberhart	54.32
6072	21,595	Dec. 6, 1905	Edw. F. Dunne	55.50
6073	21,596	Dec. 6, 1905	Edw. F. Dunne, use of, etc.	36.90
6074	21,598	Dec. 6, 1905	Commercial National Bank	64.25
6076	229,294	Dec. 11, 1905	Martg. M. Elliott	550.00
6077	249,199	Nov. 25, 1905	Edw. T. Noonan	2,263.90
6078	245,879	July 11, 1904	Eugene D. Fick	567.88
6079	255,286	Dec. 17, 1904	Albert H. Propper	95.00
6080	207,913	Dec. 22, 1905	Martg. T. Burke, etc., etc.	1,000.00
6081	Hurley	June 21, 1905	Wm. C. Holway	146.25
6082	Hurley	June 21, 1905	Johmn J. Flynn	50.00
6083	Hurley	June 21, 1905	Thos. G. Pelkington	100.00
6084	Hurley	June 21, 1905	Wm. C. Hood	100.00
6085	Hurley	June 21, 1905	J. B. Carlill	146.25
6086	Hurley	June 21, 1905	Geo. E. Price	100.00
6087	Hurley	June 21, 1905	John P. Grace	100.00
6088	Hurley	June 21, 1905	Frank A. Gaynor	100.00
6089	Hurley	June 21, 1905	Michael Rayspis	46.25
6090	Hurley	June 21, 1905	Jas. Meyers	100.00
6091	Martin	Oct. 20, 1905	Cleveland Amusement Co.	150.00
6092	Hurley	Mch. 14, 1905	Julius Lense	96.25
6093	Hurley	Mch. 14, 1905	Martin Meimes	96.25
6094	Hurley	Mch. 14, 1905	Peter Kartaux	96.25
6095	Hurley	Mch. 14, 1905	Peter Ebertshausen	96.25
6096	Hurley	Mch. 14, 1905	Thos. F. Scanlon	96.25
6097	Hurley	Mch. 14, 1905	Chas. Spangenberg	96.25
6098	Hurley	Mch. 14, 1905	Edw. Laughlin	96.25
6099	Hurley	Mch. 14, 1905	Richard Vaughan	96.25
6100	Hurley	Mch. 14, 1905	Peter Masterson	96.25

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
6101...	Hurley...	Mch. 14, 1905.....	John Agnew.....	96.25
6102...	Hurley...	Mch. 14, 1905.....	Wm. Curran.....	96.25
6103...	Hurley...	Mch. 14, 1905.....	Geo. M. Dougherty.....	96.25
6104...	Hurley...	Mch. 14, 1905.....	Thos. Moran.....	96.25
6105...	Hurley...	Mch. 14, 1905.....	L. M. Cier.....	96.25
6106...	Hurley...	Mch. 14, 1905.....	M. D. Dougherty.....	46.25
6107...	255,948...	Dec. 11, 1905.....	Haskett & Brittain.....	1,600.00
6108...	215,611...	Dec. 1, 1905.....	Henry and Wm. C. Cribben....	1,898.00
6109...	215,610...	Dec. 1, 1905.....	S. W. and Mrs. J. A. Sexton...	1.00
6110...	215,612...	Dec. 1, 1905.....	Cribben Sexton & Co.....	1.00
6111...	228,467...	Dec. 1, 1905.....	Lena Busch.....	175.00
6112...	249,519...	Dec. 2, 1905.....	Margt. Slater.....	150.00
6113...	266,245...	Dec. 4, 1905.....	Margt. Kane.....	150.00
6114...	227,175...	Dec. 5, 1905.....	Rosie Goebel.....	150.00
6115...	228,164...	Dec. 5, 1905.....	Mary A. Lockwood.....	65.00
6116...	230,044...	Dec. 6, 1905.....	Patrick Cawley.....	65.00
6117...	229,622...	Dec. 8, 1905.....	Mary Bowman.....	100.00
6118...	233,098...	Dec. 12, 1905.....	Cattalina Zustovich.....	550.00
6119...	228,359...	Dec. 11, 1905.....	Margt. J. Biddle.....	300.00
6120...	227,750...	Dec. 12, 1905.....	Johanna Murphy.....	175.00
6121...	229,453...	Dec. 12, 1905.....	Bertha Wahl.....	200.00
6122...	229,033...	Dec. 12, 1905.....	John W. Yuck.....	200.00
6123...	238,102...	Dec. 13, 1905.....	Margt. O'Brien.....	350.00
6124...	229,354...	Dec. 13, 1905.....	Susan Tingley.....	300.00
6125...	235,856...	Dec. 14, 1905.....	Alice O'Connor.....	225.00
6126...	229,194...	Dec. 16, 1905.....	Catherine Borgeson.....	1,000.00
6127...	229,254...	Dec. 16, 1905.....	Mary Morris.....	500.00
6128...	229,455...	Dec. 16, 1905.....	Lena Thompson.....	800.00
6129...	229,672...	Dec. 16, 1905.....	Antonina Sypinewski.....	500.00
6130...	230,879...	Dec. 16, 1905.....	Julia Ward.....	450.00
6131...	268,112...	Dec. 12, 1905.....	Mable Strom.....	100.00
6132...	229,306...	Dec. 19, 1905.....	Jos. Roberge.....	150.00
6133...	268,163...	Dec. 20, 1905.....	Julia Feldbolfe.....	200.00
6134...	231,763...	Dec. 21, 1905.....	Jas. Riley, Jr., by N. F.....	300.00
6135...	231,764...	Dec. 21, 1905.....	Florence Driscoll, by N. F.....	75.00
6136...	231,765...	Dec. 21, 1905.....	August Boss, by N. F.....	75.00
6137...	267,260...	Dec. 22, 1905.....	Leonard F. Bell.....	250.00
6138...	222,341...	Dec. 22, 1905.....	Evan Pussy.....	75.00
6139...	268,218...	Dec. 22, 1905.....	Anatolie J. Mulligan.....	400.00
6140...	268,207...	Dec. 22, 1905.....	Carlo Tencaili.....	160.00
6141...	233,947...	Dec. 26, 1905.....	Bessie Goss.....	250.00
6142...	192,915...	Mch. 22, 1904.....	Mary Morgan.....	1,000.00
6143...	258,633...	Nov. 24, 1905.....	Ida X. Fred. Wassman.....	250.00
6144...	229,345...	Nov. 27, 1905.....	Minna Werner.....	300.00
6145...	264,767...	Nov. 10, 1905.....	Geo. Dillan.....	150.00
6146...	228,480...	Nov. 24, 1905.....	Hattie Neilsberg.....	400.00
6147...	227,735...	Nov. 24, 1905.....	Lena Weiss.....	111.00
6148...	264,571...	Oct. 16, 1905.....	Howard H. Cully.....	60.00
6149...	218,203...	Dec. 1, 1905.....	Marie Stonich.....	125.00
6150...	249,269...	Dec. 4, 1905.....	Carl G. Wilson.....	225.00

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
6151	226,734	Dec. 5, 1905	Anna Klinger	350.00
6152	231,535	Dec. 6, 1905	Fannie Palmer	150.00
6153	249,403	Dec. 8, 1905	Adam Kapanek	250.00
6154	231,922	Dec. 12, 1905	Kate Folsom	100.00
6155	245,573	Dec. 14, 1905	Henry N. Abt	75.00
6156	248,031	Dec. 15, 1905	Maria Kirchrogel	175.00
6157	223,372	Dec. 15, 1905	Mary McMahon	400.00
6158	231,503	Dec. 15, 1905	Ruth Anderson, by N. F.	100.00
6159	240,617	Dec. 16, 1905	Martin Sinertson	200.00
6160	249,654	Dec. 18, 1905	Albert Febler	211.00
6161	249,003	Dec. 18, 1905	Timothy Manion, by N. F.	286.00
6162	243,500	Dec. 19, 1905	Louisa Rosenberg, by N. F.	400.00
6163	209,624	Dec. 19, 1905	Jos. Kavanaugh	350.00
6164	246,833	Dec. 20, 1905	Christopher Farrell	100.00
6165	248,360	Dec. 22, 1905	Jas. McCarthy, by N. F.	400.00
6166	217,954	Dec. 23, 1905	Jos. Kiema, Adm.	1,000.00
6167	245,692	Nov. 22, 1905	Victoria Piejda	125.00
6168	221,874	Nov. 13, 1905	Ida W. Ross	65.00
6169	251,756	Oct. 1, 1905	Est. Jane E. Martin	137.00
6170	263,486	Oct. 7, 1905	*M. H. McGovern	1,195.50
6171	247,497	Nov. 6, 1905	Chas. L. A. Heiser et al.	652.48
6172	213,226	Dec. 29, 1903	The Gunning System	252.50

Total, Dec. 31, 1905.....\$310,549.55

\*Should be \$1,120.50, corrected in 1906.

# JUDGMENTS UNPROVIDED FOR AND PAYABLE FROM WATER FUND.

(Page 198, Judgment Record No. 2.)

Compt. No.	Docket No.	Date.	Name of Plaintiff.	Amount.
1	180,739	May 26, 1905	John Schultz	\$ 350.00
2	180,740	May 26, 1905	Andrew Dahlstrom	350.00
3	187,166	May 26, 1905	Caroline Adehman	200.00
4	187,133	May 26, 1905	Carl Carlson	200.00
5	180,737	May 26, 1905	Olaf M. Thorson	250.00
6	180,736	May 26, 1905	Mary Thorson	150.00
7	180,738	May 26, 1905	Alma Albrightson	200.00
8	180,741	May 26, 1905	John Malmberg	350.00
9	187,137	May 26, 1905	Olaf Nelson	200.00
10	10,738	Nov. 29, 1904	Jos. J. Duffy	137,585.28
11	188,842	Feb. 6, 1900	Redmond Prindiville	402.16

Total, Dec. 31, 1905.....\$140,237.44

Which was placed on file.

The Board of Local Improvements submitted the following communication:

BOARD OF LOCAL IMPROVEMENTS, }  
CHICAGO, February 5, 1906. }

To the Honorable, the Mayor, and Members of the City Council:

GENTLEMEN—We herewith submit an ordinance for the improvement of Wentworth avenue from Root street to Garfield boulevard, together with the estimate of the Engineer. The cost of the improvement as estimated exceeds the sum of one hundred thousand (\$100,000.00) dollars, and should, in accordance with Section 11 of the Board of Local Improvement Act, be referred to the proper Committee and published in the Proceedings of the Council in full at least one week before any final action is taken thereon.

Respectfully submitted,

BOARD OF LOCAL IMPROVEMENTS.

By JOHN A. MAY, Secretary.

## RECOMMENDATION, ESTIMATE AND ORDINANCE.

### RECOMMENDATION BY BOARD OF LOCAL IMPROVEMENTS.

*To the Mayor and Aldermen of the City of Chicago, in City Council Assembled:*

We hereby submit an ordinance for the improvement, adjusting sewers, catch-basins and manholes, constructing new catch-basins, plastering curb walls, curbing with sandstone curbstones on limestone blocks, grading and paving with granite blocks on two inches of sand and six inches of Portland cement concrete, joints filled with gravel and coal tar, surface dressed with three-fourths of an inch of gravel, the roadway of Wentworth avenue, from the south line of Root street to the north line of Garfield boulevard, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Wentworth avenue, between said points (except the intersections of West Forty-third street,

West Forty-seventh street and West Fifty-first street with Wentworth avenue, and also except street railway rights-of-way thereon between said points), in the City of Chicago, County of Cook, and State of Illinois, together with an estimate of the cost of said improvement, and recommend the passage of said ordinance, and the making of the improvement contemplated therein.

Respectfully submitted,

GEO. A. SCHILLING,

JOHN MINWEGEN,

N. S. BUDZBAN,

JOHN A. MAY,

*Board of Local Improvements  
of the City of Chicago.*

Dated, Chicago, February 5, A. D. 1906.

### ESTIMATE OF ENGINEER.

*To the Board of Local Improvements of the City of Chicago, and to the Mayor and Aldermen of the City of Chicago, in City Council Assembled:*

The Board of Local Improvements of the City of Chicago having adopted a resolution that the roadway of Wentworth avenue, from the south line of Root street to the north line of Garfield boulevard, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Wentworth avenue, between said points (except the intersections of West Forty-third street, West Forty-seventh street and West Fifty-first street with Wentworth avenue, and also except street railway rights-of-way thereon between said points), be improved by adjusting sewers, catch-basins and manholes, constructing new catch-basins, plastering curb walls, curbing with sandstone curbstones on limestone blocks, grading and paving with granite blocks on two inches of sand and six inches of Portland cement concrete, joints filled with gravel and coal tar, surface dressed with three-fourths of an inch of gravel, and pre-

mented to the City Council of the City of Chicago a recommendation that such local improvement be made.

I hereby submit an estimate of the cost of such improvement, including labor, materials and all other expenses attending the same, as provided by law, viz:

#### ESTIMATE.

Curb walls plastered, 200 lineal feet at 30c.....	\$ 60.00
Sandstone curbstones on limestone blocks, 17,320 lineal feet at 70c.....	12,124.00
Paving with granite blocks on two inches of sand and six inches of Portland cement concrete, joints filled with gravel and coal tar, surface dressed with three-fourths of an inch of gravel, 32,100 square yards, at \$4.25....	136,425.00
Adjustment of sewers, catch-basins and manholes, and constructing 50 new catch-basins .....	5,801.00
Total.....	\$154,500.00

And I hereby certify that in my opinion the above estimate does not exceed the probable cost of the above proposed improvement.

C. D. HILL,

Engineer of the Board of Local Improvements.

Dated, Chicago, February 5, A. D. 1906.

#### AN ORDINANCE

For the improvement—adjusting sewers, catch-basins and manholes, constructing new catch-basins, plastering curb walls, curbing, grading and paving of the roadway of Wentworth avenue, from the south line of Root street to the north line of Garfield boulevard, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Went-

worth avenue, between said points (except the intersections of West Forty-third street, West Forty-seventh street and West Fifty-first street with said Wentworth avenue, and also except street railway rights-of-way thereon between said points), in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That a local improvement shall be made within the City of Chicago, in said County and State, the nature, character, locality and description of which local improvement is as follows, to-wit:

That the roadway of Wentworth avenue, from the south line of Root street to the north line of Garfield boulevard, said roadway being forty-eight feet in width, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Wentworth avenue, between said points, except as hereinafter specifically provided, be and the same are hereby ordered improved as follows, to-wit:

The curb walls now in place on each side of the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Wentworth avenue, between said points (except the intersections of West Forty-third street, West Forty-seventh street and West Fifty-first street with said Wentworth avenue), shall be plastered on their street face, from the top surface down, for the space of five feet. The plaster to be used shall be made with the best quality of Portland cement and clean, coarse, sharp sand, mixed in the proportion of one part cement and two parts sand. The sand and the cement shall be first thoroughly mixed dry and then moistened with water to form a thick mortar, which shall be spread upon the face of

said curb walls in an even layer one-half inch in thickness.

The best quality of sandstone curbstones shall be set on edge along their length on each side of said roadway of said Wentworth avenue, between said points (except the intersections of West Forty-third street, West Forty-seventh street and West Fifty-first street with said Wentworth avenue, and except across the roadways of all other intersecting streets and all the intersecting alleys between said points), in such a manner that the roadway face of the curb shall be parallel with and twenty-four feet from the center line of said Wentworth avenue, between the south line of Root street and the north line of West Forty-seventh street and between the south line of West Fifty-first street and the north line of Garfield boulevard, and in such a manner that the roadway face of said curbstones on the west side of said Wentworth avenue shall be parallel with and sixteen feet from the west line of said Wentworth avenue, between the south line of West Forty-seventh street and the north line of West Fifty-first street, and in such a manner that the roadway face of the curbstones on the east side of Wentworth avenue shall be parallel with and sixty-four feet from the west line of said Wentworth avenue, between the south line of West Forty-seventh street and the north line of West Fifty-first street; and the best quality of sandstone curbstones shall be set on edge along their length on each side of the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Wentworth avenue, between said points (except the intersections of West Forty-third street, West Forty-seventh street and West Fifty-first street with said Wentworth avenue, and also except where curb walls now exist between said points), in such a manner that the roadway face of the same shall conform with the curb line on each side of all said

intersecting streets, and in such a manner that the back of the curb shall conform with the alley lines produced on each side of all said intersecting alleys, between said points.

Said curbstones shall be four feet long, three feet deep and five inches thick after being dressed, with the top edge straight, full and square. The upper roadway edge of said curbstones shall be cut to a true arc of a circle having a radius of two inches. Each curbstone to be neatly bush-hammered on its top surface, and on its roadway face for the space of twelve inches down from the top, and on its back for the space of two inches down from the top, to have a straight base its whole length and shall be firmly bedded upon flat limestone blocks, said blocks to be one foot in length, eight inches in width and six inches in thickness. One of said blocks shall be placed under each end of each of said curbstones.

Earth filling free from animal or vegetable matter shall be placed at the back of said curbstones, the top of said filling to be even with the top of said curbstones. Said filling shall be four feet wide at the top and shall slope down at the rate of one and one-half feet horizontal to one foot vertical.

Said curbstones shall be set so that the top edge of the same shall coincide with the grade of said Wentworth avenue, between said points, which grade is hereby established as follows, to-wit:

Intersection of Root street, 14.5 feet above datum.

Intersection of West Forty-third street, 14.5 feet above datum.

Intersection of West Forty-third place, 14.5 feet above datum.

Intersection of West Forty-fourth street, 14.5 feet above datum.

Intersection of West Forty-fourth place, 14.5 feet above datum.

Intersection of West Forty-fifth street (east), 14.5 feet above datum.

Intersection of West Forty-fifth street (west), 14.5 feet above datum.

Intersection of West Forty-fifth place (east), 14.5 feet above datum.

Intersection of West Forty-fifth place (west), 14.5 feet above datum.

Intersection of West Forty-sixth street (east), 14.5 feet above datum.

Intersection of West Forty-sixth street (west), 14.5 feet above datum.

Intersection of West Forty-sixth place (east), 14.5 feet above datum.

Intersection of West Forty-sixth place (west), 14.5 feet above datum.

Intersection of Swann street, 14.5 feet above datum.

Intersection of West Forty-seventh street, 16.0 feet above datum.

Intersection of West Forty-eighth place, 15.0 feet above datum.

Intersection of West Fiftieth street, 16.5 feet above datum.

Intersection of West Fifty-first street, 17.0 feet above datum.

Intersection of West Fifty-second street, 17.0 feet above datum.

Intersection of West Fifty-third street, 16.7 feet above datum.

Intersection of West Fifty-fourth street, 16.7 feet above datum.

At a line parallel with and 400 feet north of the north line of Garfield boulevard, 17.5 feet above datum.

At a line parallel with and 400 feet south of the south line of West Fifty-fourth street, 17.5 feet above datum.

North line of Garfield boulevard, 17.5 feet above datum.

The above heights as fixed shall be measured from the plane of low water in Lake Michigan of A. D. 1847, as established by the Trustees of the Illinois and Michigan Canal, and adopted by the late Board of Drainage Commissioners and by the late Board of Public Works of the City of Chicago, and now represented by the ordinance of July 11, A. D.

1898, relating to the corrected elevation of the Old Lind Block bench mark, which determines the base or datum for city levels.

The said roadway of said Wentworth avenue, between said points, and also the roadways of all intersecting streets and alleys extended from the curb line to the street line produced on each side of said Wentworth avenue, between said points (except the intersections of West Forty-third street, West Forty-seventh street and West Fifty-first street with said Wentworth avenue, and also except any and all space occupied and used as street railway rights-of-way thereon between said points, which rights-of-way are by the ordinances granting them agreed to be paved and kept in repair by the railway companies owning, operating and controlling the same), shall be so graded that, after being thoroughly puddled and rolled with a roller of ten tons' weight until the roadbed is thoroughly compacted, and after the pavement herein-after described shall have been placed thereon the surface of the pavement at the center of the finished roadway of said Wentworth avenue, and the center of the finished roadways of all intersecting streets extended from the curb line to the street line produced, on each side of said Wentworth avenue, except where the roadways are occupied by street railway rights-of-way, shall coincide with the established grade of said Wentworth avenue, hereinbefore described, and where said roadways are occupied by street railway rights-of-way the entire width of all such rights-of-way shall coincide with the established grade hereinbefore described, and the surface of the finished roadway at the summit in the gutter between catch-basins and twenty inches from the roadway face of said curbstones and curb walls shall be four inches below said established grade, and the surface of the finished roadway at the catch-basin inlets in the gutters twenty inches from the roadway face of said curbstones and



curb walls shall be twelve inches below said established grade.

The slope of the gutters along a line parallel with and twenty inches from the roadway face of said curbstones and curb walls on each side of said Wentworth avenue, and on each side of all intersecting streets extended from the curb line to the street line produced, on each side of said Wentworth avenue, shall be uniform from the summits to the catch-basins, and the surface of the finished roadway adjoining the roadway face of said curbstones and curb walls shall be parallel with and three inches above the grade of the gutters hereinbefore described, and shall slope thence at a uniform rate to said line parallel with and twenty inches from the roadway face of said curbstones and curb walls; and a transverse section of said finished roadway between the said lines parallel with and twenty inches from the roadway face of said curbstones and curb walls, where the same is not occupied by street railway rights-of-way, shall be an arc of a circle passing through the said gutter grades and the grade of the center of said finished roadway, and a transverse section of said finished roadway where the same is occupied by street railway rights-of-way shall be an arc of a circle passing through the said gutter grades and the established grade of the street at each side of said street railway rights-of-way at every part of said Wentworth avenue, and at every part of all intersecting streets, between said points, and between said lines parallel with and twenty inches from the roadway face of said curbstones and curb walls.

The surface of the finished pavement in all intersecting alleys hereinbefore specified shall be four inches below the top of the curbstones, and four inches above the top of the curb walls, on each side of said alley intersections at the street line produced of said Wentworth avenue, and shall slope thence at a uniform grade to its intersection with the

gutter hereinbefore described.

Upon the roadbed thus prepared between said points shall be spread a layer of Portland cement concrete six inches in thickness. The cement to be used shall be so ground that ninety-two per cent will pass through a standard No. 100 sieve having 10,000 meshes per square inch.

Briquettes made from a mortar composed of one part cement and three parts torpedo sand, exposed to the air for one day, and immersed in water for six days, shall develop an ultimate tensile strength of 200 pounds per square inch.

One part cement which will stand the above test and comply with the above requirements and three parts of torpedo sand shall be thoroughly mixed dry and then made into a mortar with the least possible amount of water.

Seven parts of the best quality of limestone, or other stone which shall be equal in quality for concrete purposes, of a size that will pass through a ring of two inches internal diameter and be held on a ring of one-half inch internal diameter, all of which stone shall be thoroughly cleaned, free from all foreign substances and drenched with water, shall then be incorporated immediately with the mortar; each batch of concrete shall be thoroughly mixed and at once spread upon the surface of said roadbed, and thoroughly compacted by ramming, until free mortar appears on the surface. The surface of said layer of concrete shall be parallel with and seven inches below the top of the finished pavement.

On the foundation above specified shall be spread a layer of sand two inches in depth, to serve as a bed for the granite blocks.

The pavement shall consist of Syenite or granite blocks of the best quality, of uniform texture, without lamination or stratification, and free from an excess of mica or feldspar; the dimensions of said blocks shall be four inches in width,

five inches in depth, and from eight to ten inches in length. The blocks must be laid on edge in uniform courses across the said roadbed, except the space twenty inches in width adjoining the roadway face of the curbstones and curb walls, where said blocks shall be laid on edge in uniform courses parallel with said curbstones and curb walls, and the spaces between the sides and ends of the blocks shall not be less than one-eighth of an inch, nor more than three-eighths of an inch. On intersections and junctions of lateral streets the blocks shall be laid at an angle of forty-five degrees with the line of the street. The blocks shall be so laid as to break joints in alternate courses, each course, so far as practicable, to be of uniform depth and width.

When thus laid, the pavement shall immediately be covered and swept with screened, dry roofing gravel, free from sand or loam, or pebbles smaller than one-sixteenth inch, or larger than one-half inch. The amount spread shall be sufficient to fill all the joints in the pavement; the blocks then to be rammed to a firm and unyielding bed and to a uniform surface.

After the gravel having been settled by the ramming of the blocks, the remainder of the joints shall be filled with a paving pitch which is the direct result of the distillation of "straight run" coal tar. Said pitch shall be applied on the work at a temperature of 280 degrees Fahrenheit. Immediately after applying the paving pitch, and while it is still hot, the entire surface of the pavement shall be covered with dry roofing gravel, as specified above, to a depth of three-fourths of an inch.

Fifty new catch-basins shall be constructed and connected, and trapped with the sewer in Wentworth avenue and located in the roadway of said Wentworth avenue, at necessary points adjacent to the curb lines. Each of said catch-basins shall be seven feet two inches deep, measuring from the top of the brick work,

and shall have an internal diameter of four feet at the bottom and to a plane five feet above and parallel therewith. The walls of said catch-basins shall be eight inches thick and shall be built of two courses of sewer brick laid edgewise in perpendicular courses, except as hereinafter provided, upon a floor of pine plank two inches in thickness. The top of each of said catch-basins shall decrease to two feet internal diameter, being drawn in by means of nine header courses, the diameter being decreased uniformly for each course.

Each of said catch-basins shall be connected with the sewer with vitrified tile pipe of nine inches internal diameter and shall be trapped with a half trap also of vitrified tile pipe of nine inches internal diameter. The connection with the sewer where said sewer is of brick shall be made in such a manner that the top of the nine-inch pipe shall be at the elevation of the center of said sewer, and the connection with the sewer where said sewer is of vitrified tile pipe shall be made by means of a fifteen inches by nine inches "Y" branch where said sewer is of fifteen inches internal diameter, and by means of a twelve inches by nine inches "Y" branch where said sewer is of twelve inches internal diameter. The said trap of each of said catch-basins shall be set so that the elevation of the bottom of the inside of the same shall be three feet six inches above the floor of the catch-basin.

All brickwork and the joints of the vitrified tile pipe above referred to shall be laid in the best quality of natural hydraulic cement mortar, composed of one part natural hydraulic cement and two parts clean, sharp sand.

Each of said catch-basins shall be provided with a cast iron cover, with a projecting lip to receive the water from the gutters, each of which covers shall weigh four hundred and seventy pounds and shall be of the same size and pattern as those used in new work by the City of Chicago during the year 1902. Each of

said cast-iron covers shall be set so that the top of the same shall coincide with the finished surface of the pavement hereinbefore described.

The nine-inch vitrified tile pipe specified above shall be straight, smooth and sound, thoroughly burned, well glazed, and free from lumps and other imperfections, and the standard of thickness shall be seven-eighths of an inch.

That the several manholes and catch-basins located along the line of said improvement shall be raised or lowered as may be necessary to make them conform to the finished roadway of said Wentworth avenue, as above specified.

Said work to be done under the superintendence of the Board of Local Improvements of the said City of Chicago.

SECTION 2. That the recommendation of the Board of Local Improvements of the City of Chicago, providing for said improvement, together with the estimate of the cost thereof made by the Engineer of said Board, both hereto attached, be and the same are hereby approved.

SECTION 3. That said improvement shall be made and the whole cost thereof be paid for by special assessment in accordance with an Act of the General Assembly of the State of Illinois, entitled, "An Act Concerning Local Improvements," approved June 14, A. D. 1897, and the amendments thereto.

SECTION 4. That the aggregate amount herein ordered to be assessed against the property, and also the assessment on each lot and parcel of land therein assessed shall be divided into five installments in the manner provided by the statute in such cases made and provided, and each of said installments shall bear interest at the rate of five per centum per annum according to law until paid.

SECTION 5. And for the purpose of anticipating the collection of the installments of said assessments for said improvement, bonds shall be issued payable out of said installments bearing interest at the rate of five per centum per

annum, payable annually, and signed by the Mayor and by the President of the Board of Local Improvements, countersigned by the City Comptroller and attested by the City Clerk under the corporate seal of the City of Chicago. Said bonds shall be issued in accordance with and shall in all respects conform to the provisions of the Act of the General Assembly of the State of Illinois, entitled, "An Act Concerning Local Improvements," approved June 14, A. D. 1897, and the amendments thereto.

SECTION 6. That the Attorney of said Board be and he is hereby directed to file a petition in the County Court of Cook County, Illinois, in the name of the City of Chicago, praying that steps may be taken to levy a special assessment for said improvement in accordance with the provisions of this ordinance and in the manner prescribed by law.

SECTION 7. That all ordinances or parts of ordinances conflicting with this ordinance be and the same are hereby repealed.

SECTION 8. This ordinance shall be in force from and after its passage.

Which was referred to the Committee on Streets and Alleys, South Division.

ALSO,

A report and ordinance establishing the grade of sundry streets.

By unanimous consent, the ordinance was put upon its passage and passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley,

Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

Nays—None.

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

### FIRST WARD.

Ald. Coughlin presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 5 of an ordinance granting permission and authority to Moy Sam, Moy You, Mon Lun You, Lee Parks, doing business under the firm name and style of Song Ying Lo, to construct and maintain and use a canopy over the sidewalk from the buildings known as 117 and 119 South Clark street, passed by the City Council of the City of Chicago on the 18th day of December, 1905, and found beginning on page 1975 of the printed Proceedings of the City Council, be amended so as to read as follows:

"SECTION 5. This ordinance shall take effect and be in force from and after its passage, provided that the said grantees file a written acceptance of this ordinance, together with the bond hereinbefore provided for, within sixty days."

Which was, on motion, duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Pick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley,

Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

Nays—None.

Ald. Coughlin presented the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby directed to issue a permit to Charles A. Clemens to hang a glass sign 96 inches by 36 inches, situate No. 37 East Monroe street. Said glass sign shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time, in his discretion.

Which was, on motion, duly passed.

Ald. Coughlin presented an ordinance in favor of Reid, Murdoch & Co. to maintain and operate pipes, wires and conduit from its power plant, corner Lake and Market streets, to sell light, heat, power, etc., which was

Referred to the Committee on Gas, Oil and Electric Light.

Ald. Coughlin presented an ordinance in favor of Hyman, Berg & Co. to construct a clock on southeast corner of State and Washington streets, which was was

Referred to the Committee on Streets and Alleys, South Division.

Ald. Coughlin presented an ordinance in favor of Yen Hong Lo & Co. to erect canopy at 184 East Madison street, etc., which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. Coughlin presented an ordinance in favor of Chicago Cold Storage Ware-

across alley between Michigan avenue and Indiana avenue, north of Sixteenth street, which was

Referred to the Committee on Streets and Alleys, South Division.

## SECOND WARD.

Ald. Dixon presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to install electric street lights in Calumet avenue, between Thirty-first and Thirty-fifth streets.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Thirty-first street to Thirty-second street, and between Calumet avenue and South Park avenue.

By unanimous consent, on motion of Ald. Dixon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

## THIRD WARD.

Ald. Pringle presented an order for paving with brick the alley between

Rhoades and Vernon avenues, from Thirty-fifth to Thirty-seventh streets, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Calumet avenue, from Thirty-seventh street to Thirty-eighth street.

By unanimous consent, on motion of Ald. Pringle, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

## FOURTH WARD.

Ald. Dailey presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of the sixteen-foot alley running north and south between 32d and 33d streets, and between Emerald avenue and Union avenue, and lying between Lots 1, 2, 3, 4, 5, the north six feet of Lot 6 and Lots 48, 47, 46, 45, 44, and the north six feet of Lot 43, all of said lots being in Bissell's Second Subdivision of the south half of the east half of Block eight (8), in Canal Trustees' Subdivision of the

west half of the northwest quarter of Section 33, Township 39 north, of Range 14, East of the Third Principal Meridian, being that portion of the said alley shown in red and marked, "to be vacated" on the plat hereto attached, be and the same is hereby vacated and closed; provided, however, that this ordinance shall not go into effect, and the vacation herein provided for become effective until a deed of dedication shall have been made and delivered to the City of Chicago by the Archbishop of Chicago, a corporation sole, dedicating the south nineteen feet of Lot 6 in said subdivision as a public alley, the portion of said lot so to be dedicated being that portion of said lot shown in yellow and marked, "to be dedicated" on the plat hereto attached and made a part hereof, and to which express reference is had; and, provided, further, that said Archbishop of Chicago, a corporation sole, shall within thirty days from the date of the passage of this ordinance deliver to the City of Chicago and file for record in the office of the Recorder of Deeds in and for Cook County, Illinois, said deed of dedication, and also a plat showing said vacated alley and said dedicated alley.

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage; provided, however, that if the new alley herein provided for and to be dedicated as herein provided be not so dedicated within thirty days and opened for public traffic within ninety days from the passage of this ordinance, then this ordinance shall be null and void and of no effect.

Which was, on motion, duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Pow-

ers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

## FIFTH WARD.

Ald. Martin presented the following resolution:

**WHEREAS**, The Sanitary District of Chicago is about to establish a power plant at West Forty-eighth avenue and the Drainage Canal and will be ready to distribute power therefrom on or about November 1, 1906; and,

**WHEREAS**, The Fourth, Fifth, Eleventh, Twelfth, Twenty-ninth and Thirty-fourth Wards are practically without electric street lighting power and facilities; and,

**WHEREAS**, The citizens and taxpayers of the above wards believe they are entitled to the same consideration in this regard as are the citizens and taxpayers of other wards; and,

**WHEREAS**, The city's power plants are so remotely situated from the above-mentioned territory as to render it practically impossible to furnish additional lights; and,

**WHEREAS**, The City Electrician states that light can be distributed through the different public buildings in the above-mentioned territory at a very small cost; therefore, be it

**Resolved**, That one hundred thousand dollars (\$100,000) be appropriated by the Council to erect and maintain at least one thousand additional electric lights, and that they be distributed in the above-mentioned wards under the direction of the City Electrician; and be it further

**Resolved**, That the Finance Committee

be and it is hereby directed to provide the above sum of money for such purpose in the next annual appropriation bill.

Which was referred to the Committee on Finance.

Ald. Martin presented an order for a permit to Charles Ackerman to construct two bay windows at 3510 Archer avenue, which was

Referred to the Committee on Building Department..

Ald. McCormick presented the following communication:

To the Honorable Council of the City of Chicago:

GENTLEMEN—At the last regular meeting of the Southwest Improvement Association of the Fifth and Twenty-ninth Wards, a committee was appointed to confer with the officials of the Chicago City Railway Company relative to improvement of the service on Archer avenue.

This committee waited upon President Mitten, who informed them that he was willing and ready to place better equipment upon that route, but that it was impossible to pull the larger modern type of car as trailer upon the State street cable from Nineteenth street north to the downtown terminal, the cable power being insufficient.

Asked if he would carry out the wishes of the people if a permit were granted to install the trolley system from Eighteenth to Nineteenth on State, and from State to Wabash avenue on Eighteenth street (two blocks), and operate the Archer avenue cars over Wabash avenue to the downtown terminal, obviating the delays and inconveniences which the people now suffer at Nineteenth and Archer avenue, he consented to do so.

We, therefore, respectfully petition your Honorable Body to grant a permit to the Chicago City Railway Company to trolleyize the block on State street from Eighteenth to Nineteenth and the block

on Eighteenth street from State street to Wabash avenue and to install the necessary curves at Eighteenth street, Wabash avenue and Van Buren street, thereby remedying present deplorable conditions and allowing the people of the southwest side the opportunity of obtaining larger and more modern cars on the now badly congested Archer avenue route.

As the company guarantees to make these improvements, subject to such restrictions as will reserve to the city all rights which it now has, we respectfully urge your Honorable Body to grant the permit asked for and which will be a great benefit to the people of the entire southwest side.

Respectfully,

SOUTHWEST IMPROVEMENT ASSOCIATION.

EMIL G. PITON,  
President.

A. R. SNOW, Secretary.

Which was referred to the Committee on Local Transportation.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on both sides of Charlton street, from Thirty-third street to Thirty-fifth street.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, E. J. Roberts, O'Connell, Badenoch.

Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### SIXTH WARD.

Ald. Young presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby instructed to issue a permit to R. E. Herbert to erect a V-shaped sign in front of premises known as 98 East Forty-third street. The erection of such sign shall be in accordance with the rules and regulations of the Department of Public Works and the permission hereby granted is subject to revocation at any time, at the discretion of the Mayor.

Which was, on motion, duly passed.

Ald. Young presented an ordinance fixing the time of the next regular meeting of the City Council for February 7, 1906, at 3 o'clock P. M.

Ald. Kohout moved to amend the ordinance by changing the date to February 13.

Ald. Young moved to lay the motion on the table.

The motion to table prevailed by yeas and nays as follows:

*Yeas*—Ald. Coughlin, Kenna, Dixon, Pringle, Foreman, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Cullerton, Uhler, Considine, Riley, Maypole, Harkin, Smith, Nowicki, Conlon, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Hunter and Race—54.

*Nays*—Harding, Richert, Hoffman, Zimmer, Beilfuss, Kunz, Dever, Sitts, Finn, Werno, Bradley, Ruxton and Kohout—13.

Ald. Finn moved to amend the ordinance by changing the date to Friday, February 9.

Ald. Foreman moved as a substitute for Ald. Finn's motion to amend the ordinance by fixing the time for Thursday, February 8, at 2:30 P. M.

The motion prevailed.

Ald. Young moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next regular meeting of the City Council to be held after the meeting of February 5, 1906, be and the same is hereby fixed for Thursday, February 8, 1906, at 2:30 o'clock P. M.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Ald. Young moved that the report of the Committee on Gas, Oil and Electric Light, establishing the price of gas, be made a special order for Thursday, February 8, 1906, at 2:30 P. M.

The motion prevailed.



Ald. Young presented the following communication:

DEAR MR. YOUNG—It has come to my attention that my letter of January 15 has been understood to imply that I favored a rate of 85c. That was far from my thought in writing the sentence which led to that misunderstanding. The sentence in question is as follows:

"If your Committee is convinced that the gas company could stand a price of 85c on the basis of the present sales, you will be entirely safe in fixing a price of 75c, for the sales would increase so rapidly that within two years the company would be making as much at 75c as it would have made last year at 85c."

I still do not see how this implies that I favored the 85c price, especially when it is taken in connection with the following paragraph in the latter portion of my same letter of January 15, as follows:

"In my own report above and in my testimony I used 10.16c as a reasonable basis for repairs, renewals and depreciation in a water gas plant, but have supplemented this in my present statement by 3c in order to be surely on the conservative side. It still leaves the reasonable price below 75c, while allowing over 13c in the case of the Peoples Company and over 10c in the case of the Ogden Company for repairs, renewals and depreciation. The experience of both the Boston and the New York companies and the testimony, not only of Mr. Humphreys, but of several other gas engineers, in the Holyoke case, confirm the position that from 11c to 13c is a liberal allowance in a water gas plant."

Since testifying and since writing my letter of January 15, the report of Marwick, Mitchell & Co. has been made, showing a total operating cost of 45.45c. The Peoples Company had claimed a cost of 53.53c, but in my testimony and in my letter of January 15 I had allowed only 48.07. Since this is 2.62 higher than the 45.45c found by Marwick & Mitchell as the true cost of operation,

it should be deducted from the figure of 71.16c given in my letter of January 15 as my estimate of the actual cost to the company after allowing 0 per cent on the structural or physical value of the plant. This deduction of 2.62c leaves a cost of 68.54c. This allows about 10 cents for repairs, renewals and maintenance. If the Council, then, should fix the rate at 75c, there would be left a margin for further depreciation and contingencies of 6.46c, or 2 per cent on the structural value of the property. This, put into a sinking fund at 4 per cent, would pay for the entire value of the plant and land in 28 years; yet there is no depreciation in the land, and the average life of the rest of the property is over 40 years.

In my letter of January 15 I found the cost with 6 per cent profit, as indicated above, 71.17c, but stated that a further allowance for depreciation and contingencies of 3.84c, or enough to bring up the total to 75c, might be conceded. It is evident that a 75c price is still safer now that it is learned that there is a margin of 6.46c between what appears to be a reasonable price and 75c instead of 3.84c.

In all these calculations no allowance is made for the certain large increase in the sales of gas during the next few years. Taking this into account, I believe that a 65c rate would enable the company to take care of all depreciation and pay 6 per cent on the cost of construction of their property, due regard being taken of its present condition. Surely 75c would be eminently conservative.

Very respectfully yours,

EDWARD W. BEMIS.

Which was placed on file.

#### SEVENTH WARD.

Ald. Snow presented the following ordinance:

WHEREAS, On July 11, 1904, an ordinance was passed granting permission to

William H. Dunbar, C. D. Turnbull and Annie L. Whitmore, Trustees, of Boston, Mass., and their assigns, to maintain and operate the railroad switch track then on the premises, described as follows:

"Commencing at a point in the west line of Wallace street, between 53d and 54th streets and connecting with the tracks of the Chicago & Western Indiana Railroad, so as to allow cars to pass across Wallace street to land owned and occupied by said William H. Dunbar, C. D. Turnbull and Annie L. Whitmore, trustees, and being the East One-Half (E.  $\frac{1}{2}$ ) of Block One (1), in Putnam's Subdivision, of the Southwest Quarter (S. W.  $\frac{1}{4}$ ) of the Southwest Quarter (S. W.  $\frac{1}{4}$ ) of Section Nine (9), Township Thirty-Eight (38), North Range Fourteen (14), East of the Third Principal Meridian, according to the plat thereto attached and made a part thereof";

AND WHEREAS, Said switch track has now been removed and replaced by an elevated switch track, which was constructed under an ordinance passed by the City Council October 16, 1905, and published on page 1263 of the Council Proceedings; therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance passed July 11, 1904, and published on page 942 of the Council Proceedings, granting permission to William H. Dunbar, C. D. Turnbull and Annie L. Whitmore, trustees, of Boston, Mass., and their assigns, to maintain and operate the railroad switch track then on the premises described as follows:

"Commencing at a point in the west line of Wallace street, between 53d and 54th streets, and connecting with the tracks of the Chicago & Western Indiana R. R., so as to allow cars to pass across Wallace street to land owned and occupied by said William H. Dunbar, C. D. Turnbull and Annie L. Whitmore, trustees, and being the East One-Half (E.

$\frac{1}{2}$ ) of Block One (1), in Putnam's Subdivision of the Southwest Quarter (S. W.  $\frac{1}{4}$ ) of the Southwest Quarter (S. W.  $\frac{1}{4}$ ) of Section Nine (9), Township Thirty-Eight (38), North Range Fourteen (14), East of the Third Principal Meridian, according to the plat thereto attached and made a part thereof," be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

Ald. Snow presented the following ordinance:

WHEREAS, On June 24, 1901, an ordinance was passed granting permission to George A. Tate to construct and maintain a storm door and bay window to project on the sidewalk eighteen (18) inches over the lot line at No. 182 East Madison street, said George A. Tate to pay to the City of Chicago as compensation therefore one dollar (\$1.00) per square foot per annum;

AND, WHEREAS, the said bay window has now been removed and the said George A. Tate is under no further obligation to pay compensation to the city therefor; therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance passed

June 24, 1901, and published on page 572 of the Council Proceedings, granting permission to George A. Tate, owner of the building located at No. 182 East Madison street, between La Salle street and Fifth avenue, in the City of Chicago, Illinois, to construct and maintain a storm door and bay window on the lower floor of said building, be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

Ald. Snow presented an order for a permit to J. W. McPhinney to erect two additions to a shed at Sixty-ninth street and Evans avenue, which was

Referred to the Committee on Building Department.

Ald. Snow presented the claim of William Gardner Hale for issuance of certificate for laying water pipe, which was

Referred to the Committee on Finance.

Ald. Bennett presented the following order:

*Ordered*, That the claim of owner of premises known as 94 South Peoria street, in which a decrease was ordered on January 2, 1906, for \$4.50, be recon-

sidered and re-referred to the Finance Committee.

Which was, on motion, duly passed.

Ald. Bennett moved that the claim of owner of property known as 225 West Monroe street, placed on file December 18, 1905, be taken from file and re-referred to the Committee on Finance.

The motion prevailed.

## EIGHTH WARD.

Ald. Jones presented an order for a low system of sewers in the territory bounded by 137th street, 130th street, Carondelet avenue and Buffalo avenue, etc., which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: The south side of Eighty-second street, from Exchange avenue to 315 feet west of Muskegon avenue, etc.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and esti-

mate for a cinder sidewalk on both sides of Mackinaw avenue, from Eighty-seventh street to Ninety-second street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

#### NINTH WARD.

Ald. Fick presented an order to permit Mrs. A. Kane to complete building at 47 String street, which was

Referred to the Committee on Building Department.

#### TENTH WARD.

Ald. Scully presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. It shall be unlawful for any person, firm or corporation to dump or deposit any earth, loam, clay, or any substance that will become sticky or muddy in wet weather, upon any street, alley of public place used for sidewalk purposes in the City of Chicago, unless they shall within 48 hours thereafter cover the same with a layer of clean cinders to a depth of not less than six

inches, under a penalty of not less than five dollars nor more than one hundred dollars for each offense.

SECTION 2. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 3. This ordinance shall be in effect from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

Ald. Scully presented an ordinance to amend Section 2036 of the Revised Municipal Code of 1905 in re. license of junk shops, which was

Referred to the Committee on License.

Ald. Scully presented an ordinance providing for the licensing of places where fruit, non-intoxicating liquor, cigars, tobacco, or chop suey is sold, if seats are furnished patrons, which was

Referred to the Committee on License.

Ald. Scully presented an ordinance prohibiting any person owning or conducting a place where cigars, cigarettes, tobacco, non-intoxicating beverages or chop suey are sold to allow males under 21 years of age and females under 18 years of age to be or remain in such place between the hours of 10 P. M. and 7 A. M., which was

Referred to the Committee on License.

**ELEVENTH WARD.**

Ald. Cullerton presented a communication and moved that the order accompanying same be passed.

The motion prevailed.

The following is the communication and order:

To the Honorable City Council:

**GENTLEMEN**—We desire to call your attention to an order passed by your Honorable Body on January 15, 1906, directing the Commissioner of Health to cease abating the overflowing vaults that are not connected with the sewers. The order is in direct conflict with the health ordinances, and virtually cuts off the entire revenue of our reduction plant, which is equivalent to a breach of our contract with the city, as the contract was entered into and the plant erected in contemplation of the ordinances being properly enforced. Any lack of enforcement must be met by the city paying us damages.

If this order remains in force until April 1, 1906, the damages resulting to us will amount to nearly four thousand dollars, as we are under bond to keep this place open to receive all deliveries from the night scavengers.

We also inform you that we have made a canvass of the southern portion of the city lying south of Seventy-fifth street, and can say without any exaggeration that there are twenty-five thousand vaults with an average of seventy cubic feet in each vault, making a total of one million seven hundred and fifty thousand cubic feet of night soil that ought to be removed within one year. If the city will faithfully enforce the ordinances and contract it will net us four cents per cubic foot, or a profit of seventy thousand dollars within the next twelve months.

From the records of permits that show in the Health Department there are at least twenty thousand of the vaults we speak of that have not been cleaned for

the past four years and are in such a condition that they endanger the lives of the children and people in general.

Very respectfully yours,

McDONNELL & BRENNAN.

*Ordered*, That the Commissioner of Health be and is hereby directed to proceed at once with the sanitary inspections of privy vaults and the enforcement of the McDonnell & Brennan contract for the reduction of the contents of said vaults.

In connection with the foregoing Ald. Bennett moved that the order directing the Commissioner of Health to stop the dumping of night soil in the Eighth Ward, passed January 22, 1906, page 2251, be rescinded.

The motion prevailed.

**TWELFTH WARD.**

Ald. Zimmer presented the following order:

*Ordered*, That the Commissioner of Buildings be and he is hereby directed not to issue a permit for a barn on Lots 16 and 17, Block 12, Douglas Park Subdivision, until the City Council shall have acted on an ordinance amending Section 692 of the Revised Code.

Which was, on motion, duly passed.

Ald. Zimmer presented an ordinance amending Section 692 of the Revised Municipal Code of 1905 in re. stables, blacksmith shops, etc., which was

Referred to the Committee on Building Department.

Ald. Zimmer presented the claim of Coyne Bros. for refund of water tax, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a plank sidewalk on both sides of South Western avenue, from

West Twenty-first street to West Twenty-sixth street.

By unanimous consent, on motion of Ald. Uhlir, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### THIRTEENTH WARD.

Ald. Riley presented an order for paving with asphalt West Polk street, from Washtenaw avenue to Rockwell street, which was

Referred to the Board of Local Improvements.

Ald. Riley presented an order for opening an alley from Sacramento to Francisco avenues, between Harrison and Flournoy streets (petition attached), which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: Both sides of Colorado avenue, from South Kedzie avenue to South California avenue, etc.

By unanimous consent, on motion of Ald. Considine, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a water supply pipe in South St. Louis avenue, from West Van Buren street to West Harrison street.

By unanimous consent, on motion of Ald. Riley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### FOURTEENTH WARD.

Ald. Maypole presented the claims of Clara F. Bass for refund on account of

laying water pipe; of the Schiver Laundry Company for refund of water tax; claim of J. T. Bruggestradt for refund of saloon license, which were

Referred to the Committee on Finance.

Ald. Harkin presented the following order:

WHEREAS, There have recently been established in the City of Chicago many places known as "Moving Picture Theaters," in some of which scenes of crime, methods of criminals, improper pictures and scenes suggestive of crime and evil are depicted, all of which tend to appeal to the weak or vicious minded; and

WHEREAS, Many of these places where such pictures are exhibited are frequented by young boys, criminally inclined persons, or those who are easily influenced by pictures of a suggestive nature; therefore, be it

*Ordered*, That the Chief of Police be and is hereby instructed to use the police powers of the city and at once prohibit the exhibition of all pictures depicting crime, the scenes of crime, the methods of criminals or any pictures which may suggest criminal or immoral scenes or may illustrate the habits, haunts or methods of criminal or vicious characters, and that he be further instructed to close at once all places of exhibition of such a nature if such pictures are not at once removed.

Which was, on motion, duly passed.

Ald. Harkin presented an ordinance amending Article II. of Chapter VI., of the Revised Municipal Code of 1905, in re. scalping theatrical tickets, etc., which was

Referred to the Committee on Judiciary.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt West Ohio street, from North Western avenue to North Robey street.

By unanimous consent, on motion of

Ald. Maypole, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

#### FIFTEENTH WARD.

Ald. Beilfuss presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to issue a permit to J. H. Graves to string one private telephone wire from his place of business, 836 West Division street, to his residence, 547 Crystal street, to cross alley in rear, a distance of about two hundred feet. Said wire shall be erected and maintained in accordance with all rules and regulations of the Department of Electricity. This privilege shall be subject to termination by the Mayor at any time, at his discretion.

Which was, on motion, duly passed.

Ald. Beilfuss presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That an ordinance passed on the 22d day of January, 1906, pages 2259 and 2260 Council Proceedings, granting permission and authority to F. W. Luebs to construct and maintain an opening in sidewalk, be and the same

is hereby amended so that the name of the grantee shall read G. C. Luebs.

SECTION 2. That the acceptance and bond provided for in the original ordinance shall be filed within thirty days from the passage of this ordinance.

SECTION 3. This ordinance shall be in force and effect from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

Ald. Beilfuss presented the claim of Louis Rein for refund of saloon license on account of fire, which was

Referred to the Committee on Finance.

Ald. Beilfuss presented the following report:

CHICAGO, December 31, 1905.

*To the Honorable Mayor and City Council of the City of Chicago:*

GENTLEMEN—The Special Park Commission herewith submits its report for the year 1905.

Your Commission was given an appropriation of \$22,000 with which to meet the expenses of playground administration and other work devolving upon it. In addition there was an unexpended balance of \$1,296 carried forward from the 1904 appropriation to pay for the printing of the Metropolitan Park Re-

port. As the funds actually available were only \$2,000 in excess of the 1904 appropriation, little could be done in the matter of playground extension.

#### *Lincoln Playground Annex.*

Besides maintaining and operating the eight municipal playgrounds in existence at the beginning of the year, we have established the Lincoln Playground Annex, paid part of the expenses of operating a playground at Grand avenue and Morgan street, filled and graded a proposed playground at Chicago avenue and Sangamon street and assisted four other playgrounds conducted by outside organizations. The total cost of this work was \$19,439, of which \$11,656 was expended for salaries and day labor and \$7,783 for supplies, repairs and various construction and improvement work. An unexpected outlay of \$1,138 for the employment of substitutes for policemen withdrawn for duty during the teamsters' strike taxed the resources of the Commission.

Because the Lincoln Playground at West Chicago avenue and Lincoln street was found too small to provide facilities for older boys, the consent of the City Electrician was obtained for the use of city property fronting on Rice street, across the alley from the main playground. This site was filled, graded, fenced, provided with drainage and water, a handball court and various apparatus, being designed especially for the use of the older boys. It was also banked for flooding as a skating pond and has proved an inestimable boon to the neighborhood. The total cost of this improvement was \$835.

#### *Grand Avenue Playground Taken Over.*

A proposition was made by Prof. Graham Taylor that this Commission assume control of the playground at Grand avenue and Morgan street, which had been conducted by Chicago Commons, on condition that sufficient funds be raised by private subscription to pay the sal-



ary of a director until October 1. This proposal was accepted and the playground became part of the municipal system June 19. Through the efforts of Prof. Taylor, Ald. Sitts and Ald. Dever a fund of \$204 was raised and the Commission paid for supplies and repairs. On account of the favorable weather prevailing October 1 and the large attendance the playground was kept open during October at the Commission's expense.

The purchase of land by the Board of Education for the new Washington School may necessitate the abandonment of this playground early next year, but an effort is being made by the Commission to obtain the use of the old Washington School site, or other land in the east end of the Seventeenth Ward.

#### *Another Seventeenth Ward Site Found and Lost.*

The efforts of Ald. Dever to obtain a playground site in the east end of the Seventeenth Ward resulted in the execution of a lease by Mr. Fritz Goetz for the free use of vacant property at northeast corner of Chicago avenue and Sangamon street for a term of four years. The lease provided that it could be terminated by owner of the land giving thirty days' notice, but before the city vacated the lessor was required to reimburse the city in a maximum sum of \$300 for any money expended in fitting up the premises. The ground being below grade about 400 loads of filling were brought in, the site leveled and a temporary fence constructed to prevent dumping of rubbish. The Street Bureau did considerable of the first filling and the Commission expended \$160.

In December the Commission received notice from Mr. Goetz that he had sold the playground site and desired to terminate the lease. The Commission put in a claim for money expended and the matter is pending settlement. The Commission is endeavoring to get another suitable site in the neighborhood.

#### *Efforts to Get Playgrounds in Southwest Wards.*

Aldermen, representatives of local or-

ganizations and private citizens from the Ninth and Tenth Wards have been before the Commission by petitions and delegations at various times to urge the establishment of playgrounds in these wards. Both are densely populated and destitute of any breathing or recreation space. The deplorable condition of these and other West Side Districts has been called to the attention of the Council and the West Chicago Park Commission. Some relief may be afforded soon by the latter body in establishing one or two small parks south of Twelfth street.

The Commission was asked to establish a playground in the south end of the Ninth Ward, a free site having been obtained, but the ground was found to be too small for practical use. Negotiations are in progress to secure a plot of vacant land on Fifteenth street in the Tenth Ward.

#### *Appeal for Playground Funds.*

Realizing the futility of planning any playground extension with the public funds available, your Commission decided to appeal to the philanthropic citizens of Chicago for contributions of money, the donation of suitable land or the free use of sites. This appeal was made in August, taking the form of the publication and wide circulation of an attractive booklet entitled "A Plea for Playgrounds." The playground needs of the city were set forth, a special plea being made for the children of the Ninth, Tenth, Eleventh, Sixteenth, Seventeenth, Eighteenth and Nineteenth Wards. Pictures of the municipal playgrounds, a circular letter of approval from His Honor, Mayor Dunne, and a statement from the Commission accompanied the appeal.

We regret to report that although nearly 5,000 copies of this appeal were circulated with particular reference to the ability and expected disposition of the recipients to contribute, the cash returns have been a keen disappointment. No citizen came forward with any offer

to give land or the use of a site for playground purposes. Mr. Frederick Greeley, Treasurer of the fund, has received only \$105 to date. It would seem that the Commission must continue to look to the City Council for its only source of revenue and at the same time work for the hastening of the day, when, through new charter legislation and consolidation of park boards, justice will be done the people of the West Side in the matter of small parks and playgrounds.

#### *Assistance Given Other Playgrounds.*

The opening of Sherman Park, at Fifty-second street and Centre avenue, by the South Park Commission, rendered superfluous the playground which was operated on Centre avenue, near Fiftieth street. The apparatus that had been provided by the city was transferred to the Association House Settlement playground on West North avenue, near Hoyne avenue. Part of the cost of removing, repairing and setting up was paid by the Commission.

As intimated in the last annual report, we were compelled to abandon the Jones Playground, on Plymouth court, near Polk street, after receiving notice from the Stearns estate that the land was needed. Part of the apparatus, supplies and other material was distributed among the other city playgrounds and the remainder of the apparatus was given to the Association House playground.

The apparatus at the playgrounds conducted by the Armitage Avenue Social Settlement, on Armitage avenue, opposite Francisco avenue, and by the Forward Movement Settlement, at 305 West Van Buren street, was repaired and set up by the Commission. A new playground which was opened on Clybourn avenue by the Bethesda Congregational Church was assisted with apparatus.

On the east end the Orleans playground underwent a shortening operation by reason of the fact that the Northwestern Elevated Railroad Company, which owns the site, required more space to erect a

storage battery building under its right of way.

#### *Acknowledgement of Contributions.*

The Merchants Club renewed its annual donation of \$100 with which to purchase prizes for the competitive playground work. We desire to express the thanks of the Commission for this gift, also for footballs given by Mr. William Hale Thompson, for hanging basket flowers at the Orleans and Northwestern Elevated Playgrounds and prize money given by Mr. Clarence Buckingham; for vines and flowers given by Mr. Jens Jensen, the West Chicago Park Commission and the Commissioners of Lincoln Park; for electric current given by the Commonwealth Electric Company at Orleans Playground; for contributions in response to the "Plea for Playgrounds," to the City Electrician, the Fire Marshal and the General Superintendent of Police and their subordinates for their courtesies and co-operation.

#### **PLAYGROUND AND IMPROVEMENT WORK.**

In addition to miscellaneous repairs, new apparatus and painting, following were the principal improvements made at the playgrounds:

##### *McLaren.*

Drainage of children's playground and athletic field; parkway between curb and sidewalk resodded; flower box attached to main building.

##### *Adams.*

Wire frame fence erected on south end of grounds, planking on alley side of fence to make flower bed for nasturtiums; parkway resodded; interior of grounds regraded with earth.

##### *Mosely.*

Parkway resodded; flower box attached to building; drainage of athletic field to dispose of skating pond water; 75 feet of cement sidewalk on Twenty-fourth street.

##### *Holden.*

Additional drainage facilities provided.

## COMMISSION AND PLAYGROUND EXPENDITURES.

Following is the statement of expenditures for the year:

Printing Metropolitan Park report.....	\$ 1,312.50	
General office supplies, printing, telephones, maps, legislative expense.....	1,104.81	
Playground Superintendent.....	1,675.00	
Secretary .....	1,500.00	
General supplies, grading, cinders, filling, removing snow and material, labor, all grounds.....	1,134.17	
<i>Adams Playground, Seminary Avenue, south of Center Street.</i>		
Playground director, assistant directors and laborers.....	\$ 1,302.80	
Supplies, repairs, fencing, teaming, sodding, apparatus.....	667.89	
		1,970.69
<i>Holden Playground, Bonfield Street, North of Thirty-first Street.</i>		
Playground director and assistant directors.....	0 1,304.20	
Supplies, painting, teaming, repairs, drainage, apparatus.....	500.78	
		1,804.98
<i>Jones Playground, Plymouth Court, South of Harrison Street.</i>		
Taking down and removing apparatus, fences and buildings.....		149.32
<i>Lincoln Playground, West Chicago Avenue and Rice Street, East of Lincoln Street.</i>		
Playground director and assistant directors.....	\$ 1,586.65	
Construction and equipment of playground Annex.....	835.00	
		2,754.11
<i>McLaren Playground, West Polk Street, West of Lavin Street.</i>		
Playground director, assistant director and laborers.....	\$ 1,332.50	
Supplies, repairs, apparatus, drainage, painting, teaming.....	910.06	
		2,242.56
<i>Moseley Playground, Both Street and Wabash Avenue.</i>		
Playground director, assistant directors and labor.....	\$ 1,332.00	
Supplies, repairs, apparatus, teaming, plumbing, sodding, painting.....	742.09	
		2,074.09
<i>Northwestern Elevated Playground, Alaska and Town Streets.</i>		
Playground director and assistant directors.....	\$ 911.50	
Supplies, repairs, apparatus, painting, plumbing.....	246.43	
		1,157.93
<i>Orleans Playground, Institute Place and Orleans Street.</i>		
Playground director and assistant directors.....	\$ 770.00	
Supplies, repairs, apparatus, painting, plumbing.....	230.78	
		1,000.78
<i>Webster Playground, Thirty-third and La Salle Streets.</i>		
Playground director, assistant directors, laborers.....	\$ 2,157.34	
Supplies, repairs, painting, apparatus, plumbing, teaming.....	834.17	
		2,991.51
<i>Grand Avenue Playground, Grand Avenue and Morgan Street.</i>		
Playground director and rent of ground.....	\$ 55.00	
Supplies and repairs.....	38.93	

*Association House Playground, West North Avenue and Hoyne Avenue.*

Removing, repairing and setting up apparatus.....	134.26
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*Armitage Avenue Playground, Armitage Avenue, Opposite Francisco Street.*

Repairing and setting up apparatus.....	17.13
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*Forcard Movement Settlement Playground, 305 West Van Buren Street.*

Repairing and setting up apparatus.....	14.20
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*Playground at West Chicago Avenue and Sangamon Street.*

Teaming, filling and fencing.....	160.00
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Total .....	\$23,291.97
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Total appropriation.....	23,296.00
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Unexpended balance of appropriation.....	4.03
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**PLAYGROUND SUPEINTENDENT'S REPORT.***To the Special Park Commission:*

GENTLEMEN—I herewith submit my report for the year 1905, concerning the operation of the Municipal Playgrounds:

While only a few years ago playgrounds were in an experimental stage, and their operation as a necessary municipal function was questioned, to-day it is a source of gratification to report a practically unanimous demand on the part of the public for playgrounds throughout the city. Young and old have been educated to prize the neighborhood playground as their own possession, as much so as their private homes, having a community of interests and rights and a mutual enjoyment of benefits. The children realize that they are not merely permitted to come to a public place, but that they are at all times welcome and invited. "Let's go to our playground" is the cry often heard in the vicinity of the municipal recreation grounds.

The fact that during the year no damage has been done to the apparatus and other public property at the nine playgrounds demonstrate that the people consider these resorts their own property and under their personal protection. It is only natural, however, to meet narrow-minded critics and prejudiced opponents of playgrounds, including those who say the gates should be closed at sunset and on Sundays. The mother

who says the playgrounds "breed criminals" simply because her boy returned home 15 minutes later than told is still in existence and remains to be converted. If juvenile delinquents are brought into court from the neighborhood of a properly conducted playground, his delinquency must be traced to some cause nearer home than the playground.

*A Year Without Serious Accident.*

This year's work has been an unqualified success in every respect. The attendance at all grounds has exceeded that of any previous year. It is also gratifying to again report that no serious injury or accident happened at any of the grounds. At the older grounds it is true that children and older people have become accustomed to the proper and rational use of the various apparatus and other means of physical exercise. To that cause may be attributed the much smaller number of even minor injuries, which are inseparable from the operation of a playground frequented by thousands of children. In nearly all classes these accidents were due to carelessness and misuse of apparatus. The playground directors have become proficient in the prompt treatment of all minor injuries, thus avoiding serious consequences and saving the parents the expense of a doctor. During the winter I have drilled the directors in the proper methods to adopt with appliances at hand

for the treatment of injuries most common.

#### *Commendable Work of the Directors.*

It is with much pleasure that I report the efficient and faithful service of all the playground directors during the year. On them rests the responsibility for making the playgrounds a success, and to their efforts full credit should be given. No amount of inspection and supervision on my part alone can bring a playground to an efficient standard and keep it there. The superintendent's work must at all times be supplemented by conscientious, capable service and unflagging zeal, by common sense, tact and patience on the part of every director. In their daily service our directors have displayed these qualities to a commendable degree.

The youth of the neighborhood have learned to confide in the playground director as a sympathetic friend, one whom they can trust and talk to in time of trouble. It is significant in this connection that juvenile offenders have come to directors of their own volition and confessed some act of mischief or other wrong-doing. Because of the small appropriation from the City Council it has been necessary to combine in one director the positions of instructor, watchman, custodian, laborer and mechanic, sometimes that of police officer. In eastern cities and in the small park system of the South Park Commissioners an ample sufficiency of funds enables them to employ an adequate force at each playground.

#### *Woman Assistants Needed All Year.*

The assistant directors—trained women kindergartners—have again been with us during July and August, one for each playground. In the role of entertainers, leaders and instructors, these young women have exercised a praiseworthy influence over the children in their charge. As quickly as funds permit a woman assistant should be employed at every playground throughout the season. The ideal playground cannot be produced un-

til such increase is made in the working force.

Observation and experience during the year have only served to strengthen my conviction that flower beds and grass plots are out of place in a public playground. Except at the Adams playground the continued attempt to grow vines along the fence lines has been practically a failure. Flower boxes on the roofs or sides of the buildings or hanging baskets look pretty where introduced and are a concession to the esthetic sentiment of those coming to a playground, yet I must assert the place is the kingdom of the child, where it must be given the widest freedom to romp around, unfettered by restrictions, free from the fear of an attendant tagging after him with an order to "keep off" this or that. At the same time the trees planted by the Commission, both in and outside the grounds, are a decided improvement and serve a useful purpose. They afford real shade and give a green tone which is needed to brighten an otherwise dull and monotonous view.

#### *Sensible Physical Culture Aimed At.*

Playgrounds should be always what the name implies. While being anxious to elevate and educate the child, and while always striving to aid in making of him a decent citizen, yet I do not believe that after 5½ hours of school work he should be asked to go through a systematic course of gymnastic or athletic training on a playground. Physical culture along sensible lines is aimed at, but I believe the essence of it should be play, and such play as pleases and satisfies the child first of all. Our directors and kindergartners never propose or insist upon any particular play or exercise, but they are always ready to assist or lead in the voluntary pastimes of the children.

The same policy holds good in the athletic field. Some persons may advocate organized classes at stated times, but experience has taught me that if the boy is

allowed to select his own recreation or sport he will be more heartily interested and more beneficially employed than if expected to do certain "stunts." Besides, our resorts are playgrounds, not gymnasiums. Our gates are open to all comers. Our only motto is "Have a good time, boys." In the essence our only rule is "Behave yourself."

Only two arrests were made on the nine playgrounds during the year, one small boy from the McLaren grounds and an older one from the Lincoln grounds. We tried hard to reform these offenders before permitting their arrest. I interviewed their parents, but received no assistance.

#### *The Law and its Juvenile Offenders.*

This leads me to the recent opinion of the City Law Department that the Commission, or its agents, have no legal right to expel and keep from the playground any offender, "except temporarily, in so far as may be necessary to preserve the peace, or as the safety of the public may require." The counsel holds that "the law governing the regulation of highways applies to public parks and playgrounds as well," and that while "it is within the power of the city authorities to establish reasonable regulations, the exclusion of any person, no matter how often he may have offended previously, would be an invasion of his constitutional rights." This opinion means that we must subject a first offender to the disgrace of immediate arrest, or else put him out of the grounds and allow him to return the next day, or perhaps the same day, to defy the director, demoralize the well-behaved children and undermine all discipline.

From a layman's point of view it would seem that a substantial difference existed between a highway and a children's playground. The latter, while free to the public, is fenced and provided with gates. Its primary object is to get the children off the highways—the streets and alleys—by giving them a morally and physi-

cally healthful resort. If the theory is followed that a playground is no better than a highway, where no policy can be carried out that is based on principles of training mind, body and character at the same time, then the playground as a moral force would be degraded to the street and alley level.

#### *Education and Protection in the Playground.*

Playgrounds form an integral part of a city's educational system, although the Board of Education has none under its management. When the Commission establishes a playground it becomes a trustee of the public, responsible for the welfare of thousands of children who come to the playground. The good ones must be protected from the contaminating influence of the bad ones and proper discipline must be preserved. In order to accomplish these results and discharge the responsibility imposed, it is necessary to enforce a few simple rules and remedies, without resorting to arrests, as it is for the Board of Education to suspend or expel pupils.

I have come to the conclusion that if we expel the wrong-doer for a short time his pride is hurt, especially when he sees his friends having a good time and he cannot enjoy them. Many times the little culprit has come to us to "shake and make up again." I have seen big boys, who had been put out for misbehavior, send notes to the director, asking to come in again on promise of good behavior.

Such boys have the right stuff in them and if handled firmly but kindly, in a paternal spirit, will give no further trouble. We are in the playground business to draw children to the playground and to hold them there. We are not there to arrest anybody and only do so as a last resort.

#### *Municipal Athletics in Operation.*

Coming to the subject of athletic sports it is gratifying to report that from an idea and experiment of a few

years ago has developed a successful accomplishment. Municipal athletics has come to stay. It is not municipal athletics when on a municipal playground and athletic field, under thorough municipal supervision, practically throughout the year, tens of thousands of people who can ill afford to pay admission prices to see professional games or inter-collegiate contests, spend their Saturday afternoons, Sundays and holidays in the enjoyment of baseball, football and other sports? And is it not also municipal athletics when the contesting teams are products of the municipal playgrounds, where the boys have practiced evenings after their day's work?

I have watched these raw boys become trained athletes and I can assure you that they, as well as the thousands of spectators, are to be good and useful citizens of the future. I would invite the citizen who is critical or prejudiced, when the subject of municipal athletics is mentioned, to come to the Webster playground some Sunday afternoon during the baseball or football season and be converted merely by what he sees. In the criminal and idle class of young men you will be unable to find any who have spent their leisure hours in clean, competitive sport. That is the kind of municipal athletics we have. It is the kind that pays. The more we have of such sport the less work will there be for the police, the courts and the fewer inmates of institutions for youthful offenders against the law.

#### *Strict Supervision of Football.*

Much has been said adverse to the municipal recognition and supervision of the much criticised sport of football. I have been associated with this branch of athletics for fifteen years, and I have not had one fatal accident due to playing the game. We have fostered football on the Webster field for three years, and I have not one accident or injury of a player to record. When we applied to the Civil Service Commission last fall for a municipal football referee, the act excited

newspaper comment. The propriety of the city giving official sanction to a sport which was being condemned in some quarters as brutal, vicious and dangerous, was questioned. Suspicion also seemed to be aroused that the Commission was seeking to make a superfluous addition to the pay roll.

The position which I take—and it has been justified by results—is that only by the strictest supervision, the closest control over players and undeviating impartiality exercised by both paid and volunteer officials is it possible to keep the sport clean, safe and honest—satisfactory alike to the players, the spectators and the management. I concede that football is rough sport, but it is a game exactly suited to American youth when kept within proper bounds under a firm hand and a vigilant eye. This sport, more than any other, possesses the inherent quality of consuming all the “surplus energy” we hear so much about in the average American youth. After time is called on a good game there is not likely to be any of this “surplus energy” bottled up in the boy.

As to public approval and enjoyment of municipal athletics it is only necessary to mention that from 3,000 to 4,000 spectators are to be seen outside the diamond at the Webster grounds during the baseball season and from 6,000 to 7,000 people pressing against the side lines of the gridiron while football is king. This record of attendance applies to Sundays, when the match games are played. The sons, brothers and other relatives of the spectators are in the competing teams. No protest against football as played at the Webster field is heard from their side of the house. Football appeals to the robust young man. He is eager to play, and the opportunity is gladly given him on the municipal playground to indulge in a sport to his liking.

#### *Athletic Work in the Smaller Grounds.*

In the smaller grounds it was not possible to play regular football games,

although numerous neighborhood teams used the fields in the evenings for practice. Footballs were provided at all grounds, bringing out hundreds of young men and boys to kick at their heart's content. Basketball and "indoor" baseball, played outside, has been fostered on the smaller grounds, both girls and boys taking part. Each ground boasted a girls' team and a boys' team. This novelty in physical "co-education" called for the exercise and tact on the directors' part, especially when the girls were getting the best of the game.

Before the Lincoln playground annex was opened this year there were no facilities for older boys on the main playground. The consequence was that all manner of mischief was brewing. Director and police officer had an idle, troublesome street gang on their hands. With the annex—a field with athletic equipment and handball court—in operation these conditions have changed. The restless and unruly young man has been occupied in playing "indoor" baseball, basketball and handball. The necessary competition was provided by bringing in other teams. It was a pleasant surprise to watch the growth of the local spirit, to see how the people of the neighborhood came after supper to the annex to follow the games and encourage the home teams. The new players were, of course, defeated in the majority of games with more skilled rivals, but the foundation of healthy sport and better citizenship was laid, while the corner saloon "gangs" faded away.

The interests of the younger element have not been neglected. We have paid particular attention to the children of the grammar school. Teams representing the different playgrounds, recruited solely from the neighboring grammar schools, have competed in track work, baseball, basketball and football. I propose to introduce hockey during the winter afternoons on all the skating ponds of the playgrounds.

Following are the results of the com-

petitive games played on the grounds during the year:

#### WEBSTER PLAYGROUND.

##### *Baseball.*

Webster, 4; Princeton Greys, 3. Webster, 18; Settlement, 10. Webster, 27; Owls, 2. Webster, 8; Columbia, 2. Webster, 7; Englewood Blues, 2. Webster, 7; Wallace, 6. Webster, 13; Stony Island, 3. Webster, 6; Wiebold, 9. Webster, 5; Lyon & Healy, 1. Webster, 9; Only Ways, 3. Webster, 13; National Casket Company, 0. Webster, 9; Stony Island, 3. Webster, 5; Pirates, 4. Webster, 5; White Stars, 4. Webster, 4; Stony Island, 3.

##### *Football.*

Webster, 5; Starbuck, 0. Webster, 32; Holy Cross, 5. Webster, 12; Matadors, 0. Webster, 0; Newbury, 0. Webster, 5; All-Stars, 0. Webster, 0; Aurora, 0. Webster, 6; Morris A. C., 0. Webster, 6; Mark White Square, 0. Young Webster, 16; Blue Ribbon, 0. Young Webster, 17; Belden, Jr., 6. Young Webster, 18; Armour Square, 11. Young Webster, 0; Air Floats, 0. Young Webster, 27; Peerless, 0. Young Webster, 28; Columbia Stars, 0. Webster III., 22; McLaren, 6. Webster III., 22; Healy, 0. Webster III., 6; Lincoln, 0. Webster III., 12; Young Cornell, 0.

##### *Track Athletics.*

Webster, 46; Vanderbilt A. C., 15. Webster, 28; South Park, 20. Webster, 36; Y. M. C. A. II., 30. Webster, 54; Juveniles, 15. Webster, 34; West End, 12. Webster, 32; Hamilton, 18. Webster, 46; Hyde Park, 20. Young Webster, 12; Rangers, 10. Young Webster, 28; Gossips, 24. Young Webster, 20; Air Floats, 24. Young Webster, 42; La Salle II., 30. Young Webster, 40; Woodlawn, 22. Young Webster, 28; Washington, 26. Young Webster, 22; Doremus, 28.

#### MC LAREN PLAYGROUND.

##### *Baseball.*

Webster, 8; McLaren, 1. Webster, 3;



McLaren, 1. Lincoln, 0; McLaren, 4. Moseley, 4; McLaren, 4.

#### *Basketball.*

McLaren, 20; Lincoln, 6. McLaren, 26; Mark White, 6. McLaren, 24; West Side, 10.

#### *Football.*

Webster III., 20; McLaren, 6. Lincoln, 11; McLaren, 11. McLaren, Sr., 16; McLaren, Jr., 0. Lincoln, 0; McLaren, 21. Lincoln, 11; McLaren, 5. Winslow, 0; McLaren, 11. Van Buren, 0; McLaren, 28.

#### *Track Athletics.*

McLaren, 41; Hoosiers, 12. McLaren, 26; Douglas, 28.

#### LINCOLN PLAYGROUND.

##### *Indoor Baseball.*

Lincoln I., 8; Lincoln II., 4. Lincoln, 12; Aurora, 10. Lincoln, 4; Gold Stars, 14. Lincoln, 8; Wiebold, 28. Lincoln, 20; Juniors, 8. Lincoln, 20; Commons, 18. Lincoln, 8; Oliver, 12.

##### *Basketball.*

Lincoln, 14; Van Duzen, 28. Lincoln, 4; Commons, 8. Lincoln, 18; Mark White, 6. Lincoln, 10; Vorwaerts, 12. Lincoln, 12; All-Stars, 10. Lincoln, 8; Armour, 18. Lincoln, 10; Armour II., 8. Lincoln, 24; aHmilton, 4.

#### HOLDEN PLAYGROUND.

##### *Indoor Basketball.*

Holden Boys, 28; Holden Girls, 4. Holden Boys, 36; Holden Girls, 12. Holden Boys, 21; Holden Girls, 7. Holden Boys, 32; Holden Girls, 11.

##### *Football.*

Holden, 18; Bridgeport, 11. Holden, 24; All-Stars, 6. Holden, 5; O. K., 18. Holden, 2; Settlers, 0.

#### MOSELEY PLAYGROUND.

##### *Indoor Baseball.*

Moseley, 4; Michigan, 12. Moseley, 18; Old Glory, 14. Moseley, 21; Hamilton, 18. Holden, 18; Cox & Co., 8.

##### *Football.*

Moseley, 5; Primos, 11. Moseley, 24;

Michigan, 6. Moseley, 18; Mercy, 5. Moseley, 11; Old Glory, 8.

As in former years, we held athletic meets at the playgrounds, the prizes being supplied out of funds contributed by the Merchants' Club and Clarence Buckingham. The entries for these events were limited to boys and girls under 15 years of age, as the older boys have ample opportunity during the year to engage in outside contests where prizes are offered. At our meets there were running races, jumping and vaulting for boys, while the girls were rewarded for races and for the products of their skill and industry in raffia weaving, embroidery and other useful work.

#### *A Playground Family Party.*

In conclusion, I desire to mention a novelty which was introduced at the Holden playground by Director Blohm and Mrs. Nellie J. Kean, assistant director. Unknown to me, they induced the children to bring them their pennies instead of spending the money on candies, pickles, etc. With this fund as a nucleus the families of the neighborhood were interested, and a fund of more than \$30 collected. With this money useful prizes were bought for different games and plays; also an abundance of ice cream and cake and music were provided. The result was a delightful "Dutch treat" on the last day of vacation. I was invited to "drop in" and was the "surprise party" of the occasion. This idea was creditable alike to the officials and children of the playground. I heartily approve it and will try to follow out the plan at all grounds next year. It teaches saving, unselfishness and hospitality on the part of the children, who presented a pretty picture while playing hosts to their parents as a result of their own saving.

Respectfully submitted,

MAX BEUTNER,

Superintendent of Playgrounds.

**PROPOSED TRANSFER OF CITY SMALL PARKS  
AND BATHING BEACHES.**

In July the Commission received from the Commissioner of Public Works a communication in which he requested that the necessary steps be taken for the transfer of the small "city" parks from the Department of Public Works to the Special Park Commission. Commissioner Patterson took the position that we were the "proper and logical" body to be given charge of this city property, rather than to continue under the immediate supervision of the Superintendent of the Bureau of Streets. The Commissioner asked that the proposed transfer be made effective in the next appropriation ordinance.

**TRANSFER OF CONTROL APPROVED.**

In a report presented to the City Council October 16, we concurred in the views of Commissioner Patterson as to the administrative reasons for the proposed change of control and submitted the necessary orders for the transfer of the appropriation and amendment to the Revised Code. The proposition is now pending, awaiting action by the Council.

In the same report your Commission called attention to the fact that the Revised Municipal Code provided that the city bathing beaches should be under our control. An order was submitted for the Finance Committee to make the transfer from the Department of Health. A communication was received from the Commissioner of Health approving the change. This matter is also pending.

**NEW WEST PARK ACTS TO REMEDY DEFECTS.**

At the beginning of the year your Commission had printed 2,730 copies of the Metropolitan Park Report, compiled by Mr. Dwight H. Perkins. This report has been distributed throughout Cook County. It has served its mission as an educational document, to bring about discussion and agitation of a great public project, to promote the movement for a complete system of rural and urban parks, by outlining a concrete plan, with

maps, illustrations and description of proposed park areas. We believed it was inopportune and unnecessary to seek legislation on the subject at the last session of the General Assembly.

**FOREST RESERVE DISTRICT BILL OPPOSED.**

Late in the session your Commission was advised that the "Forest Preserve District" bill had passed the Senate and was being advanced in the House. This bill purported to provide for the objects aimed at in the Metropolitan Park report. When the contents of the bill became known, a special meeting of the Commission was held and its representative at Springfield was instructed to oppose the passage. But the bill became a law, although the Commission sent a letter to the Governor, protesting against his approval of the measure.

In July a petition signed by several thousand voters of Cook County, as required by law, was presented to County Judge Carter, asking that the proposition to establish a "Forestry Preserve District" be placed on the ballot and that an election be ordered by the court. The order for an election was entered by Judge Carter, who set the time for the same day as the general November election and provided for the same election machinery.

The voter's petition set forth the boundaries of the proposed Forest Preserve District as follows: All of Cook County, except the Townships of Bloom, Rich, Thornton, Bremen, Orland, Elk Grove, Schaumburg, Hanover, Barrington, Palestine and the west half of the Town of Wheeling.

**REASONS FOR DISAPPROVING THE ACT.**

October 25 the Commission adopted a resolution declaring its disapproval of the Forest Preserve District act and appointed a committee with instructions and authority to prepare a statement to the public, setting forth he reasons for such disapproval, and to give this statement to the daily press. The statement

prepared by this Committee on behalf of the whole Commission was as follows:

"CHICAGO, October 28, 1905.

"In view of the fact that numerous public and civic bodies have condemned the 'Forest Preserve District' act, and that an impression exists in the public mind, the Special Park Commission of Chicago is either responsible for or approves this act, the Commission makes the following statement:

"The Special Park Commission was created by the City Council in 1899 to 'prepare recommendations for a systematic and concerted plan for the addition of parks, either within or without the limits of the city.'

"The Commission has advocated a general plan which will include the acquisition of outlying park areas. It is in view of the responsible official part which the Commission has taken in dealing with the subject, both of small parks and of an enlarged park system, that it makes this statement.

"In its first report to the City Council, in 1901, the Commission called attention to the need of providing country parks and preserving forest lands on the borders of the city and beyond. But at that time and for several years afterwards the Commission was engaged in the more pressing work of obtaining legislation for small parks and playgrounds in the populous areas of Chicago and in giving aid to the existing park boards in that connection. It has also been engaged in the task of establishing municipal playgrounds.

"When the work of establishing small parks was well under way the Commission turned its attention to the outer park and forest preserve question. In 1903 it secured from the City Council an appropriation for an extensive investigation and in 1904 presented a comprehensive report, outlining a plan for an enlarged park system. This was intended as an educational movement to precede legislation, which would have

been asked for at an early date. While this report was being circulated the bill now before the people was introduced by others at Springfield and rushed through without proper consideration. There was absolutely no discussion of the bill in Chicago, either by the press or public, prior to its passage.

"The Commission disavows responsibility for the measure as submitted to the electors. It had nothing to do with the draft of the bill. By resolution of October 25 it has disapproved the act.

Some Defects of the Law Pointed Out.

"After an examination of the act the Commission finds it is dangerously defective; that it is reasonably doubtful if the object desired by the people of Chicago can be attained under its terms.

"In the report referred to we recommended the acquisition of forest lands and certain lowlands not covered by forest, together with about 75 tracts of varying size, mostly within the city limits, and adapted to the needs of populous districts.

"This act authorizes the acquisition of the least important of the areas recommended. It does not provide for obtaining this large number of open spaces near the centers of population. In this sense the act is antagonistic to the small park movement, which is considered more important than the movement for acquiring outlying park areas. The act does not authorize the acquisition of lands not covered by forest, of which there are large, desirable areas to be had at nominal cost.

"There is a pronounced movement in favor of consolidating the Chicago park systems. This act provides a new park board to be appointed by the Governor. If this new taxing and governing body, extending beyond the limits of Chicago, is created now, consolidation of existing park bodies will be rendered much more difficult and the new body created can never be brought into the consolidation. It is not true that there is no way to

provide for these outer parks save through the creation of a new district. There are several ways to accomplish this object without introducing a new taxing body.

"Park administration should be responsible to the people. This act is objectionable in that it violates the principle of home rule. Chicago is tired of having its park boards appointed at the State Capital. This new body, if created, will endure for years, and future Governors are likely to repeat the abuses of the past and make a body of this kind an agency for political purposes. It is not safe for the people of Chicago, while battling for home rule, to serve notice on the legislators, through a favorable referendum on this act, that the sentiment for home rule is weakening.

"Throughout the nation there is a demand for publicity in public and corporate affairs. There is no provision in this act for published reports of any kind to the people or to any authority. This park board would be removed from close public scrutiny, and in time serious abuses would be likely to develop.

"The Treasurer of this new district would hold millions of dollars of public money. The interest on these funds would amount to many thousands of dollars annually. This act permits him to withhold the interest money from the people.

"Additional territory may be annexed on the petition of such territory without regard to the wishes of the people comprising the original district, who may have previously paid millions in taxes for parks and roads. Such annexation may also be secured without any requirement that the taxpayer of the annexed territory shall pay any portion of the original cost of the system.

"We believe this act should be rejected by the people at the election November 7. Well-considered steps should be taken to secure from the next Legislature a proper bill upon this subject.

Such a bill should be framed in harmony with the plans of the Charter Convention that is soon to assemble. Indeed, the whole subject should be dealt with by that convention."

with by that convention.

By order of the Special Park Commission.

ERNST F. HERRMANN,

ALBERT W. BEILFUSS,

JOSEPH P. TRACY,

Committee.

#### ORGANIZED OPPOSITION TO THE ACT.

Previous to the election a vigorous campaign developed for and against the scheme embodied in the act. The leading part in opposition was taken by the Civic Federation of Chicago. Under its auspices a campaign committee was formed, representative of different organizations, to arouse public sentiment against voting "Yes" on the little ballot. In the wake of the Civic Federation and its allies came the Federation of Labor, the Board of Education, the Chicago Real Estate Board, the Civic Federation of Evanston and other organizations and prominent citizens in strenuous opposition to the act itself, but not against the country park idea. The Neighborhood Improvement League of Cook County, the Municipal Museum, the City Club and the Iroquois Club held meetings, at which arguments were made for and against the act.

The official vote at the election was as follows: In Chicago—For the creation of a Forest Preserve District, 81,891; against, 55,393. In Cook County, outside Chicago—For the District, 4,877; against, 3,635. Total vote—For the District, 86,768; against, 59,028. Majority for the District, 27,740.

Following the vote came a legal controversy as to its sufficiency under the act. Previous to the election the promoters of the act and its editorial advocates conceded that a majority of all votes cast at the election was necessary

to create the District. After the election, when it was found there was only a majority of votes cast on the proposition, the contention was made that the law did not require a majority of all votes cast at the election. In support of this contention it was argued there was a "constructive" special election for the Forest Preserve District proposition; that there were really two elections at the same polling places, on the same day, with the same judges and clerks and the same ballot. The law reads that a forest preserve district shall be organized "if a majority of the votes cast in said district" are in the affirmative. It is held the framers of the law intended that a majority of all participating in the election was required, because in a subsequent paragraph relating to bonds the law says a proposition to issue them must receive the support of "a majority of the electors voting at such election on said proposition." The point was also made by the opposition that all other referendum propositions were specific in the requirement that they should receive only a majority of votes cast on the particular question, or act.

Assuming that the park district proposition was defeated, the Civic Federation and its allies appointed a committee with authority to oppose any attempt to organize a Forest Preserve District Commission or to expend public money under the terms of the act. This committee engaged legal counsel and is prepared to go into court for a writ of injunction whenever developments warrant such action. It is conceded by both sides that the controversy has cast a cloud over the bonds to be issued under the act and that the Commission could not sell any until the question of the requisite vote is decided by an appeal to the Supreme Court. No move in this direction has yet been made by either side.

After the canvassing board had made official return of the votes cast to the Secretary of State in December a memorial, signed by about forty prominent

opponents of the act identified with the Civic Federation movement, was sent to Governor Deneen. The memorial gave the result of the vote, quoted the provisions of the act and requested the Governor to take no action as to appointing a commission until the question of sufficiency of the vote had been passed upon by the Supreme Court. At the close of the year the Governor had made no appointments, nor had he returned any answer to the memorial.

#### NEW WEST PARK ACTS TO REMEDY DEFECTS.

The suit to test the validity of the \$1,000,000 bond Act to provide small parks and playgrounds on the West Side was decided by the Supreme Court. In the opinion of the court the act was special legislation in form and application, therefore unconstitutional. It was intimated that if the Act of 1901 had given the West Chicago Park Commission, instead of the West Chicago Town authorities, the power to issue the bonds, it would have escaped the constitutional rocks.

Happily, the General Assembly was in session when the Supreme Court's opinion was handed down. As the bonds had been issued, but not sold, all that was necessary to do was to obtain remedial legislation. The time was short and the emergency called for quick action. Special meetings of the West Park Board and your Commission were held. New bills were drawn to harmonize with the decision of the Supreme Court. Legal assistance was given by the City Homes Association, which had been back of the test suit. Representatives of the Park Board and your Commission went to Springfield and remained there until the new bills had passed the Assembly.

As the Supreme Court's decision not only invalidated the small park bond act but created defects in previous West Park acts, it was necessary to have one new bill and three amendatory bills passed. In the bond bill the amount to be issued was kept at \$1,000,000, but the provision for a maintenance tax was

eliminated. Instead, the Act of 1893 was amended, increasing the tax for park maintenance from one to two mills, so as to care for the new small parks. The other two bills only changed the forms of the Acts of 1873 and 1895, providing taxes for general park purposes and for park maintenance.

Another bill, prepared by the West Park Board, was also passed by the Legislature with the assistance of your Commission. This act authorizes the West Park Board to issue \$2,000,000 of bonds, the funds to be used for making much-needed improvements and repairs to the existing park and boulevard system. Both this act and the small park bond act provided that the proposition to issue the bonds should first be submitted to a vote of the people.

In order to comply with the terms of the small park act, the West Park Board, in September, made a selection of one site. This was the two blocks in the Seventeenth Ward, bounded by Chicago avenue, Noble, Cornell and Chase streets, one of the original recommendations of your Commission. At the November election both the \$2,000,000 and \$1,000,000 bond-issuing propositions were given the stamp of popular approval by large majorities. The legal and other work in connection with the issue of the authorized bonds is being pushed as rapidly as possible by the West Park Board:

There should be at least six small parks and playgrounds to give the right social tonic to the dense population of the West Division, but the park authorities have serious doubts that they can purchase, clear and improve even three sites with \$1,000,000. While the Noble street site is an ideal location, it is crowded with small frame buildings. These must be bought and removed and leasehold interests satisfied. It is estimated by the park officials that this site will take half or more of the bond issue. In case the remainder is found insufficient to establish two other recreation places, the Park Board may simply buy

the site and ask the next Legislature for authority to issue more bonds.

If the West Side taxpayers are satisfied that the funds in hand have been well spent, then there should be no objection to placing more at the disposal of the park authorities for small park and playground development. With a reconstructed board of business men, under the capable and energetic presidency of Mr. A. B. Eckhart, and with Mr. Jens Jensen, a public-spirited expert and member of your Commission as general superintendent, there is no doubt the interests of the people will be protected.

#### SMALL PARK SITUATION ON THE NORTH SIDE.

Immediately after the Supreme Court's decision in the West Park bond case became known, representatives of the Lincoln Park Board were advised that, under the constitutional objections raised, the validity of the North Side small park bond act was probably clouded. An urgent request was made that the Lincoln Park authorities take up without delay the question of the effect of the judicial decision on the North Side act, and if it was found to be inoperative, then a bill to cure the defects should be rushed to Springfield in time to pass the Assembly before adjournment.

If the North Side officials had acted in the matter of preparing new bills with the same promptness as did the West Park authorities, the necessary legislation could have been introduced in the Legislature in time to have reached a roll call in both houses. As it was, on May 4, three days before the Assembly adjourned sine die, Representative Clettenberg, Chairman of the House Committee on Parks and Boulevards, received two bills from the attorney for the Lincoln Park Board, with a request that they be introduced. It would have been merely a waste of time to introduce anything at that late hour. One of the bills provided for the creation of the Lincoln Park District as a corporate authority, with power to levy and collect direct

annual taxes. The other bill authorized a bond issue of \$500,000 by the Park Board for the establishment of small parks and playgrounds within the limits of the Town of North Chicago, the same as the old act.

Since the passage of the original small park acts nearly five years ago, the residents of the densely populated district west of Wells street and south of North avenue have been expecting neighborhood recreation resorts. The only relief has come from the city and private gifts in the establishment of playgrounds. Keen disappointment is felt by the people affected. They cannot understand the reason for years of delay on the part of the responsible authorities. Many inquiries have been made as to what is being done but to all the answer is given that the Lincoln Park Board can do nothing until the next session of the Legislature in 1907. In the meantime owners of property on the proposed small park sites are complaining that they are put in an embarrassing position in regard to making improvements. The "For Sale" sign is conspicuous on the House of Good Shepherd property, and there is danger that factories may take the place of a park there.

#### MORE BONDS AND NEW PARKS ON THE SOUTH SIDE.

The Legislature passed a bill under which the South Park Commissioners can issue, in their discretion, from time to time, any amount of bonds so long as the total outstanding issue does not exceed the 5 per cent constitutional limitation. The proceeds are to be used for acquiring, improving and completing parks under construction, or sites selected. Part of the funds were intended to complete the improvement of Grant Park and to make the connecting link between the North and South Park systems. While no limitation was placed in the act, it was agreed that the Park Commissioners should issue only \$2,500,000 during the year, making a total of \$6,500,000 bonds issued by that board

under all the acts since 1901, in addition to extra annual taxes for maintenance of parks.

At the April election the proposition to issue \$2,500,000 of South Park bonds was submitted to a vote of the people and was carried. The South Park Commissioners also secured the passage of an act giving them authority to levy an additional one mill tax for general park maintenance. This tax will yield a revenue of about \$250,000.

Ten of the new parks and playgrounds established on the South Side with the proceeds of various bond issues were open to the public during the year. Some of these recreation places were provided by the original small park legislation of 1901 secured by your Commission, having a maximum area of ten acres each; others are of larger area authorized by subsequent acts. Between April and July the following parks and playgrounds were opened: Armour Square, Hamilton Park, Mark White Square, Davis Square, Cornell Square, Sherman Park, Ogden Park, Russell Square, Bessemer Park and Palmer Park.

Bathing facilities were provided at Calumet Park, on the lake front, in South Chicago. Provision was also made for winter sports at this park, at Marquette Park and Hardin Square. The site of the Thirtieth Ward park, at Forty-fifth place and Princeton avenue, was purchased, but no improvement work was done.

Respectfully submitted,

A. W. BEILFUSS.

*Chairman.*

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a water supply pipe in North Oakley avenue, from West Chicago avenue to West Division street.

By unanimous consent, on motion of Ald. Beilfuss, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kennel, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### SIXTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on the westerly side of Fleetwood street, from West North avenue to Elston avenue.

By unanimous consent, on motion of Ald. Kunz the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, ers, Finn, Stewart, Reese, Dougherty, ers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, ~~Dunn~~, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### EIGHTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and

estimate for curbing, grading and paving with brick the east and west alley first south of West Madison street and between South Centre avenue and Aberdeen street.

By unanimous consent, on motion of Ald. Conlon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### NINETEENTH WARD.

Ald. Powers presented the claim of John C. Laughlin for personal injuries, which was

Referred to the Committee on Finance.

### TWENTY-FIRST WARD.

Ald. Reese presented an ordinance granting permission to Spaulding & Merriek to lay down an electric wire across Michigan street from premises Nos. 272 to 271, which was

Referred to the Committee on Streets and Alleys, North Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Cass street to



Rush street and between Indiana street and Illinois street.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing grading and paving with brick the alley from Dearborn avenue to North State street and between Ohio street and Indiana street.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Schiller street to Goethe street and between North Clark street and Dearborn avenue.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt Maple street, from Dearborn avenue to North Clark street.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch,

Eidmann, Bihl, Hunt, Ruxton, Kohout,  
Hunter, Race.—67.  
*Nays*—None.

### TWENTY-THIRD WARD.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of Belden court, from its western terminus to Belden avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An Ordinance for the Improvement of Belden Court from its Western Terminus to Belden Avenue," passed January 6, 1896, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket 20,549 of the County Court of said County, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### TWENTY-FOURTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt, Oakdale avenue, from North Ashland avenue to Southport avenue.

By unanimous consent, on motion of Ald. Schmidt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for opening an alley between North Robey street and North Hoyne avenue and between Wellington street and Belmont avenue.

By unanimous consent, on motion of Ald. Hahne, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert

Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### **TWENTY-FIFTH WARD.**

Ald. Williston presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to T. W. Hudson, to construct and maintain at curb line a barber pole, illuminated with electricity, in front of premises 1942 Evanston avenue, the same to be erected and maintained in accordance with the rules and regulations of the department. This permit is subject to revocation at any time at the discretion of the Mayor.

Which was on motion duly passed.

Ald. Williston presented a petition for an ordinance making a prohibition district in the Twenty-fifth Ward (Argyle Park), which was

Referred to the Committee on License.

Ald. Dunn presented the following order:

*Ordered*, That the City Collector be and he is hereby directed and ordered to stay for a period of thirty days the collection of license fees from the Soap Manufacturers in the City of Chicago.

Which was on motion duly passed.

### **TWENTY-SIXTH WARD.**

Ald. Reinberg presented an order for paving Robey Street from Irving Park to Montrose avenues, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for water service pipes in a system of streets as follows: In North

Seeley avenue, between School street and Waveland avenue, etc.

By unanimous consent, on motion of Ald. Reinberg, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### **TWENTY-SEVENTH WARD.**

Ald. Siewert presented an ordinance vacating a part of the public park and roadway in Norwood Park, lying north-easterly of the tracks of the Chicago and Northwestern Railway Company and in the southeast quarter of the northwest quarter of Section six (6), Township forty (40) North, Range thirteen (13), East of the Third Principal Meridian, in Cook County, Illinois, which was

Referred to the Committee on Streets and Alleys, West Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: The south side of Armitage avenue, from North 40th court to 133 feet west of North 41st avenue, etc.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: The south side of Bloomingdale avenue, from North 40th avenue to North 41st court, etc.

By unanimous consent, on motion of Ald. Siewert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system

of streets as follows, to-wit: South side of West Irving Park boulevard, from the Belt Railway of Chicago to North 40th avenue, etc.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: On the south side of West Irving Park boulevard, from North 52d avenue to 200 feet east of North 51st avenue, etc.

By unanimous consent, on motion of Ald. Siewert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch,

Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on both sides of North 64th avenue, from West Irving Park boulevard to West Addison street.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Richmond street, from West Irving Park boulevard to West Byron street.

By unanimous consent, on motion of Ald. Siewert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston,

Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for water service pipes in West George street, between North Central Park avenue and North Avers avenue.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

## TWENTY-EIGHTH WARD.

Ald. Raymer presented the claim of Samuel Sleep for personal injuries, which was

Referred to the Committee on Finance.

## TWENTY-NINTH WARD.

Ald. Wendling presented an order to permit John Kleker to finish building at 4645 South Marshfield avenue, which was

Referred to the Committee on Building Department.

The Board of Local Improvements submitted a recommendation, ordinance and

estimate for a cinder sidewalk on a system of streets as follows, to-wit: On both sides of West 39th place, from South Francisco avenue to South Albany avenue, etc.

By unanimous consent, on motion of Ald. Wendling, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### THIRTIETH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and macadamizing Butler street, from West 39th street to West 43d street.

Which was on motion of Ald. Bradley recommitted to the Board of Local Improvements.

ALSO,

A recommendation, ordinance and estimate for plastering curb walls, grading and paving with granite blocks, Root street, from South Halsted street to State street.

By unanimous consent, on motion of Ald. Burns, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### THIRTY-FIRST WARD.

Ald. Roberts presented the following orders:

*Ordered*, That the City Clerk be and he is hereby directed and authorized to issue to Tom Apalodemas a license for the sale of cigarettes for a period from February 1st to April 30th, 1906, at the rate of \$100 per annum, upon the said Apalodemas filing a bond required by the ordinance for the sale of cigarettes; and the City Collector is hereby directed and authorized to receive the amount covering said period of time.

*Ordered*, That the Commissioner of Public Works be and he is hereby instructed to notify the Pittsburg, Cincinnati, Chicago and St. Louis Railroad Company to put in proper condition and repair the street crossings at the intersection of its tracks with Green, Peoria and Sangamon streets.

Which were on motion duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for water service pipes in West 69th street, between South Ashland avenue and South Western avenue.

By unanimous consent, on motion of Ald. Roberts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

### THIRTY-SECOND WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: Both sides of West 74th street, from Wentworth avenue to Princeton avenue, etc.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Aberdeen street, from West 73d street to a point 475 feet

south of the south line of West 74th street.

By unanimous consent, on motion of Ald. Eidmann, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

ALSO,

A recommendation, ordinance and estimate for vitrified tile pipe sewers in West 77th street, from Stewart avenue to Vincennes road, etc.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Vincennes road, from West 79th street to West 78th street.

By unanimous consent, on motion of Ald. Eidmann, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for water service pipes in South Ada street, between West 67th street and West 71st street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO

A recommendation, ordinance and estimate for water service pipes in Throop street, between West 67th street and West 71st street.

By unanimous consent, on motion of Ald. Eidmann, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### THIRTY-THIRD WARD.

Ald. Bihl presented an order for opening South Park avenue, from 115th street to Kensington avenue, which was

Referred to the Board of Local Improvements.

Ald. Bihl presented an order for a sewer in South Park avenue, from 71st to 73d streets (petition attached), which was

Referred to the Board of Local Improvements.

Ald. Hunt presented the claims of the Garden City Construction Company, Sam Brown, Jr., Thos. F. Daily, Tim Murphy, Frank Zander, John H. Waiss, Lydia R. Lapham, P. O. Lindstrom, Chas. S. McCoy, C. A. Rood, Stuart Brown, for rebate account of laying water mains, which were

Referred to the Committee on Finance.



The Board of Local Improvements submitted a recommendation, ordinance and cinder sidewalk on a system of streets as follows, to-wit: Both sides of Jackson avenue, from 84th street to 86th street, etc.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a system of vitrified tile pipe sewers in Ellis avenue, from 83d street to 81st street, etc.

By unanimous consent, on motion of Ald. Hunt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kuntz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch,

Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a system of vitrified tile pipe sewers in Woodlawn avenue, from 77th street to 83d street, etc.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cinder sidewalk on both sides of West 119th street, from South Centre avenue to South Halsted street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cinder sidewalk on both sides of West 119th street, from South Centre avenue to South Halsted street," passed February 9, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed June 16,

1906, Warrant 32418, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

### THIRTY-FOURTH WARD.

Ald. Ruxton presented the following order:

*Ordered*, That the Commissioner of Public Works be instructed to build a catch basin on the south side of Ogden avenue, 100 feet west of 40th avenue.

Which was on motion duly passed.

### THIRTY-FIFTH WARD.

The Board of Local Improvements submitted a recommendation, estimate and ordinance for a supplemental assessment for grading, curbing, planking and macadamizing North Prairie avenue, from the north line of the right of way of the Chicago and Northwestern Railway to Chicago avenue. (Deferred, January 22, 1906.)

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: South side of West Division street, from North Central Park avenue to Grand avenue, etc.

By unanimous consent, on motion of Ald. Race, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: On the south side of West North avenue, from 52d avenue to 54th street, etc.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Potomac avenue, from North 40th avenue to North 41st avenue.

By unanimous consent, on motion of Ald. Race, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

ALSO,

A recommendation, ordinance and estimate for a water supply pipe in Potomac

avenue, from North 40th avenue to North 41st avenue.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

ALSO,

A recommendation, ordinance and estimate for water service pipes in Le Moyne street, between North Central Park avenue and North Hamlin avenue.

By unanimous consent, on motion of Ald. Race, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

## REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

### LOCAL TRANSPORTATION.

The Committee on Local Transportation, to whom was referred an order for the removal of turnstiles from the Union Loop (elevated), submitted a report recommending the passage of an accompanying substitute order.

Ald. Werno moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Local Transportation, to whom was referred an order providing for the removal of turnstiles on the elevated structure known as the Loop, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute order.

*Ordered,* That all turnstiles at the stations on the elevated structure known as the Union Loop be removed. The Commissioner of Public Works is hereby directed to notify the corporation or corporations owning or operating the said Union Loop to remove said turnstiles within thirty days from the date of such notice.

CHARLES WERNO,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance requiring the Chicago, Milwaukee & St. Paul Railway Company to elevate that portion of its

roadbed and railway tracks of its so-called "Evanston Division," between Graceland avenue or Irving Park boulevard and the north limits of the City of Chicago; and changing the grades of portions of certain streets and avenues; and providing for connecting tracks between the tracks of said Evanston Division and the tracks of the Northwestern Elevated Railway Company; and also providing the manner of operating part of said railway with electric power, submitted a report recommending the passage of the same as amended.

Ald. Werno moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Local Transportation, to whom was referred an ordinance requiring the Chicago, Milwaukee & St. Paul Railway Company to elevate that portion of its roadbed and railway tracks of its so-called "Evanston Division," between Irving Park boulevard and the north limits of the City of Chicago; and providing for connecting tracks between the tracks of said "Evanston Division" and the tracks of the Northwestern Elevated Railroad Company; and also providing the manner of operating part of said railway with electric power, having had the same under advisement, beg leave to report and recommend the passage of the accompanying amendatory ordinance.

CHARLES WERNO,  
*Chairman.*

## AN ORDINANCE

Requiring the Chicago, Milwaukee and St. Paul Railway Company to elevate that portion of its roadbed and railway tracks of its so-called "Evanston Division," between Graceland avenue or Irving Park boulevard, and the north limits of the City of Chicago; and changing the grades of portions of certain streets and avenues and providing for connecting tracks between the tracks of said Evanston Division and the tracks of the Northwestern Elevated Railroad Company; and also providing the manner of operating part of said railway with electric power.

Be it ordained by the City Council of the City of Chicago:

SECTION 1. That the Chicago, Milwaukee and St. Paul Railway Company is hereby ordered and required to elevate that portion of its roadbed and railway tracks of its so-called "Evanston Division," between Graceland avenue or Irving Park boulevard, and the north limits of the City of Chicago; and to change the grade of portions of certain streets and avenues, in manner and upon the conditions hereinafter specified, that is to say:

Paragraph 1. The Chicago, Milwaukee and St. Paul Railway Company shall commence the elevation of the roadbed and tracks of its so-called "Evanston Division" at a point north of Graceland avenue or Irving Park boulevard; from said initial point the proposed elevation of the roadbed and tracks of said company shall continue in a northerly direction on an ascending gradient to a point about on the north line of Buena Park passageway where an elevation of not less than twenty-one and fifty-three (21.53) hundredths feet above city datum shall be attained; thence said elevation shall continue in a northerly direction on an ascending gradient of about twenty-four (0.24) hundredths per centum for a distance of about eleven hundred and thirty (1130) feet to a point about ten (10) feet south of the south line of Montrose boulevard, where an elevation of not less than twenty-four and forty-six (24.46) hundredths feet above city datum shall be attained; thence said elevation shall continue on a level grade in a northerly direction for a distance of about two thousand and seventy-five (2,075) feet to a point about on the north line of Leland avenue where not less than the same elevation above city datum shall be maintained; thence said elevation shall continue in a northerly direction on a descending gradient of about forty-one (0.41) hundredths per centum for a distance of about seven hundred (700) feet to a point about on the north line of Lawrence

avenue where an elevation of not less than twenty-one and fifty (21.50) hundredths feet above city datum shall be attained; thence said elevation shall continue on a level for a distance of about seven hundred and sixty-five (765) feet to a point about on the north line of Ainslie street where not less than the same elevation above city datum shall be maintained; thence said elevation shall continue in a northerly direction on a descending gradient of about sixty-seven (0.067) thousandths per centum for a distance of about seven hundred and fifty (750) feet to a point about on the north line of Argyle street where an elevation of not less than twenty-one (21.0) feet above city datum shall be attained; thence said elevation shall continue on a descending gradient of about seventy-two (0.072) thousandths per centum for a distance of about seven hundred (700) feet to a point on the north line of Winona street, where an elevation of not less than twenty and fifty (20.50) hundredths feet above city datum shall be attained; thence said elevation shall continue on a level in a northerly direction for a distance of about five thousand three hundred and ninety-five (5,395) feet to a point about on the north line of Thorndale avenue where not less than the same elevation above city datum shall be maintained; thence said elevation shall continue in a northerly direction on an ascending gradient of about sixty-five (0.065) thousandths per centum for a distance of about seven hundred and seventy-five (775) feet to a point about on the north line of Glenlake avenue where an elevation of not less than twenty-one (21.0) feet above city datum shall be attained; thence said elevation shall continue in a northerly direction on an ascending gradient of about twelve hundredths (0.12) per centum for a distance of about eight hundred and twenty-five (825) feet to a point about on the north line of Granville avenue where an elevation of not less than twenty-two (22.0) feet above city datum shall be attained; thence said elevation shall continue on a level in a northerly direction for a distance of about six hundred and sixty (660) feet to a point about on the north line of Rosemont avenue where not less than the same elevation above city datum shall be maintained; thence said elevation shall continue on an ascending gradient of about twenty-five (0.25) hundredths per centum for a distance of about six hundred and sixty (660) feet to a point about on the north line of Devon avenue where an elevation of not less than twenty-three and fifty (23.50) hundredths feet above city datum shall be attained; thence said elevation shall continue in a northerly and westerly direction on an ascending gradient of about forty-eight (0.048) thousandths per centum for a distance of about ten hundred and

67 fifty (1,050) feet to a point about on the west line of Evanston ave-  
68 nue where an elevation of not less than twenty-four (24.0) feet  
69 above city datum shall be attained; thence said elevation shall con-  
70 tinue in a northerly and westerly direction on a descending gradient  
71 of about eleven hundredths (0.11) percentum for a distance of about  
72 thirteen hundred (1,300) feet to a point about on the south line of  
73 North Shore avenue where an elevation of not less than twenty-  
74 two and fifty (22.50) hundredths feet above city datum shall  
75 be attained; thence said elevation shall continue in a northerly and  
76 westerly direction on an ascending gradient of about two-tenths  
77 (0.2) per centum for a distance of about seven hundred and twenty-  
78 five (725) feet to a point about on the south line of Pratt avenue  
79 where an elevation of not less than twenty-four (24.0) feet above  
80 city datum shall be attained; thence to a point about on the north  
81 line of said avenue where not less than the same elevation above  
82 city datum shall be attained; thence said elevation shall continue in  
83 a northerly direction on a descending gradient of about twenty-  
84 three hundredths (0.23) per centum for a distance of about eight  
85 hundred and eighty (880) feet to a point on the north line of Morse  
85a avenue where an elevation of not less than twenty-two (22.00)  
85b feet above city datum shall be attained; thence said ele-  
86 vation shall continue in a northerly direction on a descend-  
87 ing gradient of about eleven (0.11) hundredths per centum  
88 for a distance of about four hundred and forty (440) feet to a point  
89 about on the north line of Lunt avenue, where an elevation of not  
90 less than twenty-one and fifty (21.50) hundredths feet above city  
91 datum shall be attained; thence said elevation shall continue on a  
92 level in a northerly direction for a distance of about thirteen hun-  
93 dred and thirty (1,330) feet to a point on the north line of Touhy  
94 avenue, where an elevation of not less than twenty-one and fifty  
95 (21.50) hundredths feet above city datum shall be maintained;  
96 thence said elevation shall continue on an ascending gradient of  
97 about twenty-one (0.21) hundredths per centum for a distance of  
98 about twenty-three hundred and fifty (2,350) feet to a point about  
99 on the north line of Rogers avenue, where an elevation of not less  
100 than twenty-six and thirty-seven (26.37) hundredths feet above city  
101 datum shall be attained; thence said elevation shall continue in a  
102 northerly direction and may descend on the most suitable gradient  
103 convenient and practicable to said railway company to a connection  
104 with its present roadbed and tracks north of Rogers avenue.

1 Paragraph 2. The railway company mentioned in this ordinance  
2 is hereby authorized to make such changes from time to time, in  
3 the position and alignment of its existing main and side tracks and

4 switch connections as it may deem necessary or convenient; and said  
5 railway company is hereby authorized to construct such elevated  
6 embankments the full width of its right of way and, from time to  
7 time, construct, maintain and operate thereon such number of  
8 tracks, not to exceed six when elevated, as it may deem necessary  
9 for the transaction of its business and to carry such additional  
10 tracks over all intervening streets and avenues in the same manner  
11 as is herein provided for existing tracks.

1 Paragraph 3. Permission and authority are hereby granted to  
2 the Chicago, Milwaukee and St. Paul Railway Company that when-  
3 ever the roadbed and tracks of said railway company shall be ele-  
4 vated, or during the time such work is under construction, said Chi-  
5 cago, Milwaukee and St. Paul Railway Company or the Northwest-  
6 ern Elevated Railroad Company, either or both, severally or jointly,  
7 may construct at a point north of Wilson avenue, and also at a point  
8 between Graceland avenue or Irving Park boulevard and Wilson  
9 avenue, connections between the tracks of said railway and rail-  
10 road companies.

1 Paragraph 4. All elevations of the railway tracks mentioned in  
2 this ordinance shall refer to the top of the rail.

SECTION 2. The embankments on which said elevated roadbed shall  
2 be constructed within the aforesaid limits shall be composed of  
3 cinders, slag, sand, clay, gravel, loam, broken stone or whatever  
4 else may compose the surplus material excavated from the subways  
5 and from the foundation pits and trenches along the line of said  
6 work.

7 The side slopes and lateral dimensions of said embankment will  
8 be fixed and determined by the natural angle of repose of the ma-  
9 terials of which said embankment may be constructed, but whenever  
10 it may become necessary for the purpose of keeping said embank-  
11 ment entirely within the lines of the right of way of said company,  
12 such portions of said embankment at all such points shall be kept  
13 within said right of way lines by, or they shall be confined between  
14 retaining walls of stone, concrete or brick masonry; Provided, how-  
15 ever, that whenever said retaining walls are of insufficient height  
16 to properly protect said right of way and to prevent trespassing  
17 thereon, then said retaining walls as aforesaid, shall be surmounted  
18 with a suitable fence or railing, but whenever said retaining walls  
19 are not used at all the right of way of said company shall be fenced  
20 in or otherwise properly enclosed in compliance with the present or-



21. finances of the City of Chicago relating to the fencing of railroad  
22 tracks.

SECTION 3. The said elevated tracks shall be carried across all in-  
2 intersecting streets and avenues which by the terms of this ordinance  
3 are provided with subways, on suitable bridges of one, two, three or  
4 four spans whose superstructure shall consist of iron or steel girders  
5 with iron or steel main floor or ordinary track stringers, but should  
6 the latter method be adopted then some suitable device satisfactory  
6a to and approved by the Commissioner of Public Works shall  
7 be provided to prevent storm water, dirt, oil and other substances  
8 from dropping from such elevated structure upon the subways be-  
9 neath. The said bridges shall be supported upon abutments of con-  
10 crete, stone or brick masonry, or on rows of iron or steel columns  
11 braced together laterally and erected on and anchored to masonry  
12 foundations constructed within the lines of the railroad's right of  
13 way and in center of curb lines of the intersecting avenues and  
14 streets, as provided in the schedule of subways herein contained.  
15 Provided if it shall be found necessary to construct any retaining or  
16 side walls in connection with any approaches to subways to support  
17 the adjoining property line along the depression to subways, then  
18 such walls may be constructed within the limits of the street or pub-  
19 lic way upon which such approach is situated, and the abutments or  
20 side walls of the subway itself reached by such approach may be  
21 correspondingly advanced into the street so as to be in a continuous  
22 straight line with the approach wall; and in any such case the other  
23 details and dimensions of the subways given in the attached  
24 schedule of subway may be changed as far as necessary to accord  
25 with the location of retaining or side walls or abutments aforesaid.  
26 Provided, however, that the Mayor and City Council shall be the  
27 final judges of the necessity for such construction and shall first  
28 issue a permit for each such change of construction.

SECTION 4. Subways shall be constructed beneath the tracks of  
2 the Chicago, Milwaukee and St. Paul Railway Company where said  
3 tracks are intersected and crossed by Buena Park Station, Montrose  
4 boulevard, Wilson avenue, Evanston avenue, Leland avenue, Law-  
5 ence avenue, Ainslie street, Argyle street, Winona street, North  
6 Fifty-ninth or Foster avenue, Berwyn avenue, Balmoral avenue  
7 Catalpa avenue, Bryn Mawr avenue, Hollywood avenue, Ardmore  
8 avenue, Thorndale avenue, Glenlake avenue, Granville avenue  
9 Rosemont avenue, Devon avenue, Evanston avenue, North Shore  
10 avenue, Columbia avenue, Pratt avenue, Farwell avenue, Morse  
11 avenue, Lunt avenue, Greenleaf avenue, Jackson or Estes avenue.

12 Touhy avenue, Chase avenue, Sherwin or Perry avenue, Bryan  
13 avenue, Ashland avenue diverted into Fargo avenue, and Rogers  
14 avenue.

SECTION 4a. The several subways hereinbefore referred to in  
2 Section 4 of this ordinance and which shall be constructed with the  
3 elevation upon which said tracks are to be placed, shall as to their  
4 size and dimensions, locations and other details be in accordance  
5 with the following schedule:

**Passageway at Buena Park Station, Under the Chicago, Milwaukee and  
St. Paul Railway.**

1 The depression of the street shall not exceed 1.07 feet below the  
2 present surface of tracks, making the elevation of the floor of the  
3 passageway not less than 11.93 feet above city datum. This level  
4 shall extend to the right of way lines of said railway on each side  
5 thereof. From this level the approaches shall extend on a grade of  
6 not to exceed 4.0 feet in 100 feet to a connection with the present  
7 surface of the ground.

8 Width between walls of passageway, 15.0 feet.

9 Clear head room, 8.0 feet.

-----

**Subway in Montrose Boulevard, Under the Chicago, Milwaukee and St.  
Paul Railway. (Boulevard, 66 Feet Wide.)**

1 The depression of the street shall not exceed 2.64 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 9.46 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to  
6 exceed 3.5 feet in 100 feet to a connection with the present surface  
7 of street.

8 Width between walls of subway, 66 feet.

9 Width of roadway, 46 feet in subway.

10 Width of sidewalks, 10 feet each in subway.

11 Width of roadway and sidewalks outside of subway shall be the  
12 same as they now exist.

13 The depression of sidewalks shall be uniform with the roadway  
14 and about one foot above the level of the same. Two lines of post-

15 may be placed in curb lines and inside thereof, and one line of posts  
16 in the center of the roadway to support girders.

17 Clear head room, 13.5 feet.

-----

Subway in Wilson Avenue, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 80 Feet Wide.)

1 The depression of the street shall not exceed 2.54 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 9.46 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street.

8 Width between walls of subway, 80 feet.

9 Width of roadway, 40 feet in subway.

10 Width of sidewalks, 20 feet each in subway.

11 Width of roadway and sidewalks outside of subway shall be the  
12 same as they now exist.

13 The depression of sidewalks shall be uniform with the roadway  
14 and about one foot above the level of the same. Two lines of posts  
15 may be placed in curb lines and inside thereof, and one line of posts  
16 in the center of the roadway to support girders.

17 Clear head room, 13.5 feet.

-----

Subway in Evanston Avenue, Under the Chicago, Milwaukee and St.  
Paul Railway. (Avenue, 100 Feet Wide.)

1 The depression of the street shall not exceed 2.54 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 9.46 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street.

8 Width between walls of subway, 100 feet.

9 Width of roadway, 60 feet in subway.

10 Width of sidewalks, 20 feet each in subway.

11 Width of roadway and sidewalks outside of subway, and in Le-  
12 land avenue, shall be the same as they now exist.

13 The depression of sidewalks shall be uniform with the roadway  
14 and about one foot above the level of the same. Two lines of posts  
15 may be placed in curb lines and inside thereof, and also two lines  
16 of posts, one upon each side and parallel with the outer rail of the  
17 existing street car tracks in said avenue, but not less than four feet  
18 therefrom, to support girders.

19 Clear head room, 13.5 feet.

-----

Subway in Leland Avenue, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 66 Feet Wide.)

1 The depression of the street shall not exceed 2.56 feet below the  
2 present grade of tracks at the connection with Evanston avenue,  
3 making the elevation of the floor of the subway at that point the  
4 same as in Evanston avenue, 9.46 feet above city datum; from this  
5 point the floor of the subway shall ascend on a grade of about 1.67  
6 feet in 100 feet to the east right of way line of said railway where  
7 the elevation of the floor of the subway shall be about 10.46 feet  
8 above city datum. From this point the east approach shall extend  
9 east to a connection with the present surface of street, including the  
10 east and west approaches into the alley on the north.

11 Width between walls of subway, 60 feet.

12 Width of roadway, 40 feet in subway.

13 Width of sidewalks, 10 feet each in subway.

14 Width of roadway and sidewalks outside of subway shall be the  
15 same as they now exist.

16 The depression of sidewalks shall be uniform with the roadway  
17 and about one foot above the level of the same. Two lines of posts  
18 may be placed in curb lines and inside thereof, and one line of posts  
19 in the center of the roadway to support girders.

20 Clear head room, 12.0 feet.

-----

Subway in Lawrence Avenue, Under the Chicago, Milwaukee and St.  
Paul Railway. (Avenue, 66 Feet Wide.)

1 The depression of the street shall not exceed 3.2 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-

3 way not less than 8.0 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the east and west approaches into the alley on the  
8 north and south.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.

18 Clear head room, 12.0 feet.

-----

Subway in Ainslie Street, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 66 Feet Wide.)

1 The depression of the street shall not exceed 2.8 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 8.0 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the east and west approaches into the alley on the  
8 north and south.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.

18 Clear head room, 12.0 feet.

**Subway in Argyle Street, Under the Chicago, Milwaukee and St. Paul Railway. (Street, 66 Feet Wide.)**

1 The depression of the street shall not exceed 2.9 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 7.5 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the east and west approaches into the alley on the  
8 north and south.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.

18 Clear head room, 12.0 feet.

-----

**Subway in Winona Street, Under the Chicago, Milwaukee and St. Paul Railway. (Street, 66 Feet Wide.)**

1 The depression of the street shall not exceed 3.0 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 7.0 feet above city datum. This level shall extend  
4 to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the east and west approaches into the alley on the  
8 north and south.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of post:

- 16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.  
18 Clear head room, 12.0 feet.
- 

Subway in North Fifty-ninth or Foster Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 2.8 feet below the  
2 present grade of tracks, making the elevation of the floor of the subway  
3 way not less than 7.0 feet above city datum. This level shall extend  
4 to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to exceed  
6 3.0 feet in 100 feet to a connection with the present surface of the  
7 street, including the east and west approaches into the alley on the  
8 north and south.  
9 Width between walls of subway, 60 feet.  
10 Width of roadway, 40 feet in subway.  
11 Width of sidewalks, 10 feet each in subway.  
12 Width of roadway and sidewalks outside of subway shall be the same  
13 as they now exist.  
14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.  
18 Clear head room, 12.0 feet.
- 

Subway in Berwyn Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 2.3 feet below the  
2 present grade of tracks, making the elevation of the floor of the subway  
3 way not less than 7.0 feet above city datum. This level shall extend  
4 to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to exceed  
6 3.0 feet in 100 feet to a connection with the present surface of the  
7 street, including the north and south approaches into the alley on the  
8 east.  
9 Width between walls of subway, 60 feet.  
10 Width of roadway, 40 feet in subway.

- 11 Width of sidewalks, 10 feet each in subway.
- 13 Width of roadway and sidewalks outside of subway shall be the  
14 same as they now exist.
- 15 The depression of sidewalks shall be uniform with the roadway  
16 and about one foot above the level of the same. Two lines of posts  
17 may be placed in curb lines and inside thereof, and one line of posts  
18 in the center of the roadway to support girders.
- 19 Clear head room, 12.0 feet.
- 

Subway in Balmoral Avenue, Under the Chicago, Milwaukee and St.  
Paul Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 1.8 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 7.0 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the north and south approaches into the alley on  
8 the east.
- 9 Width between walls of subway, 60 feet.
- 10 Width of roadway, 40 feet in subway.
- 11 Width of sidewalks, 10 feet each in subway.
- 12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.
- 14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.
- 18 Clear head room, 12.0 feet.
- 

Subway in Catalpa Avenue, Under the Chicago, Milwaukee and St.  
Paul Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 1.3 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 7.0 feet above city datum. This level shall ex-



4 tend to the right of way lines of said railway on each side thereof  
5 From this level the approaches shall extend on a grade of not to ex  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the north and south approaches into the alley on  
9 the east.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.

18 Clear head room, 12.0 feet.

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Subway in Bryn Mawr Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

1 The depression of the street shall not exceed 1.7 feet below the  
2 present grade of tracks, making the elevation of the floor of the subway  
3 way not less than 7.0 feet above city datum. This level shall extend  
4 tend to the right of way lines of said railway on each side thereof  
5 From this level the approaches shall extend on a grade of not to ex  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the east and west approaches into the alley on  
8 the north and south.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.

18 Clear head room, 12.0 feet.

**Subway in Hollywood Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)**

1 The depression of the street shall not exceed 1.2 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 7.0 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the north and south approaches into the alley on  
8 the east.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.

18 Clear head room, 12.0 feet.

-----

**Subway in Ardmore Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)**

1 The depression of the street shall not exceed 1.2 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 7.0 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the north and south approaches into the alley on  
8 the east.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

- 12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.
- 14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.
- 18 Clear head room, 12.0 feet.
- 

Subway in Thorndale Avenue, Under the Chicago, Milwaukee and St.  
Paul Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 1.5 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 7.0 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of  
7 street, including the north and south approaches into the alley on  
8 the east and west.
- 9 Width between walls of subway, 60 feet.
- 10 Width of roadway, 40 feet in subway.
- 11 Width of sidewalks, 10 feet each in subway.
- 12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.
- 14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.
- 18 Clear head room, 12.0 feet.
- 

Subway in Glenlake Avenue, Under the Chicago, Milwaukee and St.  
Paul Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 2.0 feet below the  
2 present grade of tracks, making the elevation of the floor of the sub-  
3 way not less than 7.5 feet above city datum. This level shall ex-  
4 tend to the right of way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to ex-  
6 ceed 3.0 feet in 100 feet to a connection with the present surface of

- 7 street, including the north and south approaches into the alley on  
8 the east and west.
- 9 Width between walls of subway, 60 feet.
- 9 Width of roadway, 40 feet in subway.
- 11 Width of sidewalks, 10 feet each in subway.
- 12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.
- 14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof, and one line of posts  
17 in the center of the roadway to support girders.
- 18 Clear head room, 12.0 feet.
- 

Subway in Granville Avenue, Under the Chicago, Milwaukee & St. Paul  
Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 2.0 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 8.5 feet above city datum. This level shall  
4 extend to the right-of-way lines of said railway on each side thereof.  
5 From this level the approaches shall extend on a grade of not to  
6 exceed 3.0 feet in 100 feet to a connection with the present surface  
7 of street, including the north and south approaches into the alley  
8 on the east.
- 9 Width between walls of subway, 60 feet.
- 10 Width of roadway, 40 feet in subway.
- 11 Width of sidewalks, 10 feet each in subway.
- 12 Width of roadway and sidewalks outside of subway shall be  
13 the same as they now exist.
- 14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof and one line of  
17 posts in the center of the roadway to support girders.
- 18 Clear head room, 12.0 feet.

Subway in Rosemont Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 2.5 feet below the
- 2 present grade of tracks, making the elevation of the floor of the
- 3 subway not less than 8.5 feet above city datum. This level shall
- 4 extend to the right of way lines of said railway on each side there
- 5 of. From this level the approaches shall extend on a grade of not
- 6 to exceed 3.0 feet in 100 feet to a connection with the present sur
- 7 face of street, including the north and south approaches into the
- 8 alley on the east.
- 9 Width between walls of subway, 60 feet.
- 10 Width of roadway, 40 feet in subway.
- 11 Width of sidewalks, 10 feet each in subway.
- 12 Width of roadway and sidewalks outside of subway shall be
- 13 the same as they now exist.
- 14 The depression of sidewalks shall be uniform with the road
- 15 way and about one foot above the level of the same. Two lines of
- 16 posts may be placed in curb lines and inside thereof and one line of
- 17 posts in the center of the roadway to support girders.
- 18 Clear head room, 12.0 feet.

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Subway in Devon Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 3.0 feet below the
- 2 present grade of tracks, making the elevation of the floor of the
- 3 subway not less than 8.5 feet above city datum. This level shall
- 4 extend to the right of way lines of said railway on each side there
- 5 of. From this level the approaches shall extend on a grade of not
- 6 to exceed 3.0 feet in 100 feet to a connection with the present sur
- 7 face of street, including the south approach into the alley on the
- 8 east.
- 9 Width between walls of subway, 66 feet.
- 10 Width of roadway, 42 feet in subway.
- 11 Width of sidewalks, 12 feet each in subway.
- 12 Width of roadway and sidewalks outside of subway shall be
- the same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof to support girders.

17 Clear head room, 13.5 feet.

-----

Subway in Evanston Avenue, Under the Chicago, Milwaukee and  
St. Paul Railway. (Avenue, 100 Feet Wide.)

1 The depression of the street shall not exceed 3.0 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 9.0 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street, including the north approach into the alley on the  
8 west.

9 Width between walls of subway, 100 feet.

10 Width of roadway, 60 feet.

11 Width of sidewalks, 20 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof and two lines of  
17 posts in the center of the roadway (about 20 feet apart at right  
18 angles) to support girders.

19 Clear head room, 13.5 feet.

-----

Subway in North Shore Avenue, Under the Chicago, Milwaukee and  
St. Paul Railway. (Avenue, 66 Feet Wide.)

1 The depression of the street shall not exceed 2.0 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 9.0 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sr  
7 face of street.

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- 8 Width between walls of subway, 60 feet.
  - 9 Width of roadway, 40 feet in subway.
  - 10 Width of sidewalks, 10 feet each in subway.
  - 11 Width of roadway and sidewalks outside of subway shall be the
  - 12 same as they now exist.
  - 13 The depression of sidewalks shall be uniform with the roadway
  - 14 and about one foot above the level of the same. Two lines of posts
  - 15 may be placed in curb lines and inside thereof and one line of posts
  - 16 in the center of the roadway to support girders.
  - 17 Clear head room, 12.0 feet.
- 

Subway in Columbia Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

- 1 The depression of the street shall not exceed 1.52 feet below the
  - 2 present grade of tracks, making the elevation of the floor of the
  - 3 subway not less than 9.98 feet above city datum. This level shall
  - 4 extend to the right of way lines of said railway on each side there-
  - 5 of. From this level the approaches shall extend on a grade of not
  - 6 to exceed 3.0 feet in 100 feet to a connection with the present sur-
  - 7 face of street.
  - 8 Width between walls of subway, 60 feet.
  - 9 Width of roadway, 40 feet in subway.
  - 10 Width of sidewalks, 10 feet each in subway.
  - 11 Width of roadway and sidewalks outside of subway shall be the
  - 12 same as they now exist.
  - 13 The depression of sidewalks shall be uniform with the roadway
  - 14 and about one foot above the level of the same. Two lines of posts
  - 15 may be placed in curb lines and inside thereof and one line of posts
  - 16 in the center of the roadway to support girders.
  - 17 Clear head room, 12.0 feet.
- 

Subway in Pratt Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

- 1 This subway shall be constructed of such dimensions and ac-
- 2 cording to such plans as may be agreed upon between the Board
- 3 of Commissioners of North Shore Park District and the said Chi-
- 4 cago, Milwaukee and St. Paul Railway Company.

Subway in Farwell Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

1 The depression of the street shall not exceed 1.01 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 9.49 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street.

8 Width between walls of subway, 60 feet.

9 Width of roadway, 40 feet in subway.

10 Width of sidewalks, 10 feet each in subway.

11 Width of roadway and sidewalks outside of subway shall be the  
12 same as they now exist.

13 The depression of sidewalks shall be uniform with the roadway  
14 and about one foot above the level of the same. Two lines of posts  
15 may be placed in curb lines and inside thereof and one line of posts  
16 in the center of the roadway to support girders.

17 Clear head room, 12.0 feet.

-----

Subway in Morse Avenue, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 80 Feet Wide.)

1 The depression of the street shall not exceed 2.0 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 8.5 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street.

8 Width between walls of subway, 60 feet.

9 Width of roadway, 40 feet in subway.

10 Width of sidewalks, 10 feet each in subway.

11 Width of roadway and sidewalks outside of subway shall be the  
12 same as they now exist.

13 The depression of sidewalks shall be uniform with the roadway  
14 and about one foot above the level of the same. Two lines of posts



- 15 may be placed in curb lines and inside thereof and one line of posts  
16 in the center of the roadway to support girders.
- 17 Clear head room, 12.0 feet.
- 

Subway in Lunt Avenue, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 80 Feet Wide.)

- 1 The depression of the street shall not exceed 3.3 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 8.0 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street.
- 8 Width between walls of subway, 60 feet.
- 9 Width of roadway, 40 feet in subway.
- 10 Width of sidewalks, 10 feet each in subway.
- 11 Width of roadway and sidewalks outside of subway shall be the  
12 same as they now exist.
- 13 The depression of sidewalks shall be uniform with the roadway  
14 and about one foot above the level of the same. Two lines of posts  
15 may be placed in curb lines and inside thereof and one line of posts  
16 in the center of the roadway to support girders.
- 17 Clear head room, 12.0 feet.
- 

Subway in Greenleaf Avenue, Under the Chicago, Milwaukee and St.  
Paul Railway. (Avenue, 80 Feet Wide.)

- 1 The depression of the street shall not exceed 4.2 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 8.0 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street.
- 8 Width between walls of subway, 60 feet.
- 9 Width of roadway, 40 feet in subway.

- 10 Width of sidewalks, 10 feet each in subway.
- 11 Width of roadway and sidewalks outside of subway shall be the  
12 same as they now exist.
- 13 The depression of sidewalks shall be uniform with the roadway  
14 and about one foot above the level of the same. Two lines of posts  
15 may be placed in curb lines and inside thereof and one line of posts  
16 in the center of the roadway to support girders.
- 17 Clear head room, 12.0 feet.
- 

Subway in Estes Avenue, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 80 Feet Wide.)

- 1 The depression of the street shall not exceed 4.0 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 8.0 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street.
- 7 Width between walls of subway, 60 feet.
- 8 Width of roadway, 40 feet in subway.
- 9 Width of sidewalks, 10 feet each in subway.
- 10 Width of roadway and sidewalks outside of subway shall be the  
11 same as they now exist.
- 12 The depression of sidewalks shall be uniform with the roadway  
13 and about one foot above the level of the same. Two lines of posts  
14 may be placed in curb lines and inside thereof and one line of posts  
15 in the center of the roadway to support girders.
- 16 Clear head room, 12.0 feet.
- 

Subway in Touhy Avenue, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 80 Feet Wide.)

- 1 The depression of the street shall not exceed 4.1 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 8.0 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not

- 6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street.
- 8 Width between walls of subway, 60 feet.
- 9 Width of roadway, 40 feet in subway.
- 10 Width of sidewalks, 10 feet each in subway.
- 11 Width of roadway and sidewalks outside of subway shall be the  
12 same as they now exist.
- 13 The depression of sidewalks shall be uniform with the roadway  
14 and about one foot above the level of the same. Two lines of posts  
15 may be placed in curb lines and inside thereof and one line of posts  
16 in the center of the roadway to support girders.
- 17 Clear head room, 12.0 feet.
- 

Subway in Chase Avenue, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 80 Feet Wide.)

- 1 The depression of the street shall not exceed 3.58 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 8.92 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street, including the north and south approaches into the  
8 alley on the northeast.
- 9 Width between walls of subway, 60 feet.
- 10 Width of roadway, 40 feet in subway.
- 11 Width of sidewalks, 10 feet each in subway.
- 12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.
- 14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof and one line of posts  
17 in the center of the roadway to support girders.
- 18 Clear head room, 12.0 feet.
- 

Subway in Sherwin and Perry Avenues, Under the Chicago, Milwaukee  
and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 2.83 feet below the  
present grade of tracks, making the elevation of the floor of the

3 subway not less than 9.97 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street, including the north and south approaches into the  
8 alley on the east.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof and one line of posts  
17 in the center of the roadway to support girders.

18 Clear head room, 12.0 feet.

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Subway in Bryan Avenue, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 66 Feet Wide.)

1 The depression of the street shall not exceed 1.98 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 11.02 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street, including the north and south approaches into the  
8 alley on the east.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof and one line of posts  
17 in the center of the roadway to support girders.

18 Clear head room, 12.0 feet.

Subway in Ashland Avenue diverted into Fargo Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

1 The depression of the street shall not exceed 1.93 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 12.07 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street, including the north and south approaches into the  
8 alley on the east.

9 Width between walls of subway, 60 feet.

10 Width of roadway, 40 feet in subway.

11 Width of sidewalks, 10 feet each in subway.

12 Width of roadway and sidewalks outside of subway shall be the  
13 same as they now exist.

14 The depression of sidewalks shall be uniform with the roadway  
15 and about one foot above the level of the same. Two lines of posts  
16 may be placed in curb lines and inside thereof and one line of posts  
17 in the center of the roadway to support girders.

18 Clear head room, 12.0 feet.

-----

Subway in Rogers Avenue, Under the Chicago, Milwaukee and St. Paul  
Railway. (Avenue, 66 Feet Wide.)

1 The depression of the street shall not exceed 3.13 feet below the  
2 present grade of tracks, making the elevation of the floor of the  
3 subway not less than 12.87 feet above city datum. This level shall  
4 extend to the right of way lines of said railway on each side there-  
5 of. From this level the approaches shall extend on a grade of not  
6 to exceed 3.0 feet in 100 feet to a connection with the present sur-  
7 face of street.

8 Width between walls of subway, 60 feet.

9 Width of roadway, 40 feet in subway.

10 Width of sidewalks, 10 feet each in subway.

11 Width of roadway and sidewalks outside of subway shall be the  
12 same as they now exist.

13 The depression of sidewalks shall be uniform with the roadway

14 and about one foot above the level of the same. Two lines of posts  
15 may be placed in curb lines and inside thereof and one line of posts  
16 in the center of the roadway to support girders.

17 Clear head room, 12.0 feet.

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1 SECTION 4b. The grade of streets that intersect the approaches  
2 to subways, as described in Section 4a of this ordinance, shall be  
3 depressed so as to conform to the grade of the approaches into such  
4 subways.

1 SECTION 4c. In the several subways mentioned in this ordinance  
2 there shall be constructed a vertical curve where the head of the  
3 approaches connects with the present grade of streets, and said  
4 vertical curve shall extend not less than twenty (20) feet each side  
5 of said intersection of grades, and the middle ordinate of the ver-  
6 tical curve shall be equal to one-quarter ( $\frac{1}{4}$ ) the difference between  
7 the elevation of the points on said intersecting grades.

1 SECTION 5. All such excavations shall be made in the streets as  
2 may be required for the depression of such subways and the ap-  
3 proaches thereto. But the depressed portion of the streets shall  
4 be restored to serviceable condition for the use of the public as  
5 soon as practicable, and all water pipes, conduits, sewers and other  
6 substructures belonging to the city that may be disturbed by such  
7 excavations or required to be moved or deflected from the position  
8 in which they are found shall be replaced or suitable expedients  
9 shall be devised and provided to restore them as fully as may be to  
10 their former state of usefulness, but the gradients of the sewers shall  
11 not be reduced in any event. All such work shall be done by the  
12 railway company as indicated in Section 4a, and at its sole expense;  
13 and if in the construction of any of said subways or approaches it  
14 shall become necessary to disturb, remove or destroy any pipes,  
15 conduits, wires or other property belonging to any private corpora-  
16 tion or individual, all of the cost and expense thereof and all dam-  
17 age thereto shall be borne and assumed by the City of Chicago,  
18 and the said city will by condemnation, purchase, or otherwise se-  
19 cure to said railway company the free and uninterrupted right to  
20 prosecute its said work, and will save the said railway company  
21 harmless from any and all claims, demands and suits arising there-  
22 from, and all damages which may be recovered therefor.

SECTION 6. The grades of all the streets and alleys in which any  
2 subways are to be built in accordance with the provisions of this

3 ordinance or where streets shall be depressed in accordance with  
4 this ordinance, along the line of the several subways, shall be and  
5 the same are hereby changed so as to conform to the grades of such  
6 subways as they shall be depressed, pursuant to the provisions of  
7 this ordinance.

SECTION 7. Provisions shall be made for the drainage of the sev  
2 eral subways wherever the streets are depressed, as provided for in  
3 this ordinance, by the construction of receiving basins properly  
4 located in or immediately adjacent to said subways, which said re  
5 ceiving basins shall be connected and discharge their contents into  
6 the adjacent city sewers. In case the lowest point of the surface of  
7 any of said subways should be below the grade of the adjacent  
8 sewers, some other adequate means of drainage satisfactory to the  
9 Commissioner of Public Works must be devised and provided by  
10 said railway company at its expense.

SECTION 8. Paragraph 1. The subways and approaches thereto  
2 so to be constructed by said company in said streets and avenues  
3 aforesaid, wherever the same shall be depressed, shall conform to  
4 the following requirements in this section mentioned, namely:

1 The roadway in subways shall be paved by said railway  
2 company with a single course of vitrified brick of stand  
3 ard quality, laid at right angles with the curb lines and  
3a set upon a solid foundation of hydraulic cement con  
4 crete of not less than six (6) inches thick or deep when solidly  
5 tamped in place, and otherwise finished and properly crowned ready  
6 for the brick wearing surface, between which and the concrete there  
7 shall be interposed a layer of screened sand not less than one-half  
8 inch thick. The curb shall be of sound, hard limestone, sandstone or  
9 concrete masonry, of standard dimensions and finish, and the side  
10 walks in subways shall be finished and paved with Portland cement  
11 concrete of standard quality and workmanship, and with the curb  
12 ing and roadway paving shall be made, finished and put in per  
13 manent place in accordance with the requirements of the Depart  
14 ment of Public Works of the City of Chicago, and shall be forever  
15 maintained by said railway company, at its own expense, in condi  
16 tion fit for safe and convenient public travel and to the satisfaction  
17 of the Commissioner of Public Works. The approaches to subways  
18 shall be in all respects restored as near as may be to their former  
19 condition before being so excavated. The paving and sidewalks  
20 in subways where streets or avenues are not depressed shall be the  
21 same as in the adjoining parts of such streets or avenues, if such  
22 paving and sidewalks exist at the time of construction of said sub-

ways, if not, whenever such paving and sidewalks shall be provided. The said company, its successors, lessees and assigns, shall furnish and maintain adequate lights, not less than one arc light of not less than four hundred watts for public lighting purposes at all subways herein provided for, and shall furnish and maintain lights as above provided, for the lighting of such subways; the said lighting to be done upon order issued by the City Electrician, and said company shall have the option of installing the lights or having it done by the city. If the installation or maintenance of such electric lights is done by the city, said company hereby agrees to pay the city not only the cost and expense for the installation of the electric lights herein provided for, but also a reasonable cost for the maintenance of such lights and furnishing electricity for the same.

Said railway company shall execute a good and sufficient bond in the amount of twenty-five thousand (\$25,000) dollars, conditioned that it shall furnish and use such material and workmanship in the construction of the improvements heretofore specified as to insure the same to be free from all defects, and to remain in continuous good order and condition for a period of ten (10) years from and after the completion and acceptance of the same; and as a guarantee of the faithful performance of the work, the quality of the material furnished and the proper construction of said improvement, said railway company hereby agrees to keep and maintain the improvement made by it without additional charge or cost to the City of Chicago, in such order and condition as will be satisfactory to the Commissioner of Public Works, during the life of this ordinance, which keeping and maintaining shall include repairs or the entire reconstruction of the same; provided, however, said railway company shall not be required to keep or maintain any part of said improvement made under this guarantee which after its completion and acceptance shall have been removed for the purpose of laying or repairing any gas, sewer, water or other pipe or conduit, in accordance with a permit granted by the City of Chicago, or to maintain or renew any part of said improvement that may have been damaged in any manner by any work which shall have been done in accordance with or under the authority of a permit granted by the City of Chicago.

If said railway company shall fail, neglect or refuse to repair, keep and maintain the said work done by it in accordance with this paragraph within thirty (30) days after notice to do so from the Commissioner of Public Works, the Commissioner of Public Works may proceed to do or cause to have done the work necessary to com-



6 ply with the same and collect the cost and expense thereof from the  
7 railway company mentioned in this ordinance which shall be so in  
8 default.

Paragraph 2. As to the streets in this section mentioned, which  
2 are already paved or provided with sidewalks, such paving and  
3 sidewalks may be restored with the present material when the same  
4 is in good condition, by said railway company at its expense, in such  
5 portions of said streets as are required to be constructed by said  
6 company, except that said company shall not be required to restore  
7 any part of the paving of approaches or subways which it is the  
8 duty of any street railway company or other corporation itself to  
9 restore under existing laws or ordinances.

Paragraph 3. Said railway company shall pave the entire length  
2 and width of the roadway in such portions of the subways as are  
3 required to be constructed by said railway company as is mentioned  
4 in this ordinance, except that such company shall not be required  
5 to pave any part of the subways to be occupied by or adjacent to  
6 street railway tracks which by reason of existing laws or ordinances  
7 or as herein provided, it will be the duty of any street railway com  
8 pany or other corporation itself to pave.

Paragraph 4. Any street railway company occupying any of the  
2 streets in the City of Chicago crossed by said proposed elevation  
3 shall, when and as the grade of such street shall be changed, as in  
4 this ordinance provided, at its own expense, without claim for dam  
5 ages, conform the grade of its track or tracks to the said change of  
6 grade of said streets, both during and after the work of depressing  
7 said streets, and nothing in this ordinance shall operate or be held  
8 to relieve such street railway companies from any liability now  
9 existing of paving such streets between or on either side of its said  
10 tracks in the manner and form as now required.

Paragraph 5. Nothing in this ordinance contained shall  
2 be construed as to require said Chicago, Milwaukee and  
3 St. Paul railway company to assume or pay any dam  
3a ages to adjacent property or business caused by the passage  
4 and enforcement of this ordinance, or by the excavation, depression  
5 or change of grade made in any of the public avenues, streets or  
6 alleys, or of the railway of said company, or to defend any suit or  
7 suits which may be brought against said railway company, or  
8 against the City of Chicago or against any other party or parties  
9 for the recovery of any such damages; but it is understood, and the

10 City of Chicago hereby agrees, that all such damages, if there are  
11 any, shall be adjusted and paid by the City of Chicago, and the said  
12 city will assume the defense of any and all suits brought for the re-  
13 covery of the same, intervening therein if necessary for such pur-  
14 poses, and will wholly relieve said railway company from defend-  
15 ing the same, and will pay all judgments recovered therein; pro-  
16 vided, however, that said company shall be liable for such damages  
17 as may arise from the negligent performance by said company of  
18 any of the obligations imposed upon it by this ordinance.

1 The above stipulations in this paragraph are, however, dependent  
2 upon the condition precedent that in case any suit be brought  
3 against said company, said company will, five days before the last  
4 day to plead therein, give notice in writing of such suit and of serv-  
5 ice therein to the Mayor and Corporation Counsel of said city for the  
6 purpose of enabling such defense to be made by the city.

2 Paragraph 6. Said railway company and any contractor em-  
3 ployed by it in the execution of the work herein required to be done  
4 shall have the right in the performance of any work done in carry-  
5 ing out the provisions of this ordinance, to take water from the  
6 public water system of said city, and to use the same in such work  
free of all charge or expense.

2 SECTION 9. All the work hereinbefore in this ordinance required  
3 to be done by said company upon or in connection with the public  
4 avenues and streets of the city shall be done and performed under  
5 the superintendence and subject to the inspection and approval of  
6 the Commissioner of Public Works of said city. At least ten days  
7 prior to the commencement of any part of such work the plans and  
8 specifications therefor shall be submitted to said Commissioner of  
9 Public Works for his examination, and if found to be in accordance  
10 with the provisions of this ordinance in so far as this ordinance  
11 contains specific provisions, and in the absence of such specific pro-  
12 visions, if they shall be satisfactory to the Commissioner of Public  
13 Works in regard to matters and details which by this ordinance are  
14 left to his discretion and judgment, such plans shall be approved by  
15 him, and after such approval all of the work outlined and included  
16 therein shall be constructed in strict conformity therewith. Noth-  
17 ing in this ordinance shall impose upon said company any liability  
18 to the City of Chicago for any services performed or to be per-  
19 formed by any officer or employe of said city in superintending or  
inspecting the work authorized or required by this ordinance.

SECTION 10. Permission and authority are hereby granted

2 to said company whenever necessary in the prosecution  
3 of the work it is herein authorized or required to perform, to ob-  
4 struct temporarily any public street, avenue or alley to such extent  
5 and for such length of time as may be approved by the Commis-  
6 sioner of Public Works; and said company is also hereby author-  
7 ized whenever the same shall become necessary to erect and main-  
8 tain temporary structures and false work on any of said streets and  
9 avenues during the construction of its said elevated railroad sub-  
10 ject to the like approval of the Commissioner of Public Works.

SECTION 11. When said railway company in Section 1 of this or-  
2 dinance mentioned shall have elevated its respective tracks in ac-  
3 cordance with this ordinance, so that the same shall be ready for  
4 use, then and thereupon all provisions of the ordinances of the City  
5 of Chicago relating to the speed of railway trains, the number of  
6 cars to constitute a train, requiring the ringing of locomotive bells,  
7 the use of train or engine lights, the sounding of signals before  
8 starting trains, and the maintenance of gates, flagmen, watchmen,  
9 signals and signal towers, and the operating of cars or trains across  
10 street crossings shall cease to be applicable to said rail-  
11 road, so far as the streets over which such tracks have been ele-  
12 vated are concerned; provided, however, this ordinance is not to be  
13 construed as a waiver or surrender by the City of Chicago of any of  
14 its police powers or of the right at any time hereafter to pass neces-  
15 sary and reasonable police ordinances in relation to the matters  
16 above enumerated. After such elevation it shall be unlawful for  
17 any person or persons save employes of said company,  
18 its successors, lessees, assigns or grantees in the discharge  
19 of their duties to enter or be upon, or to walk along or across  
20 the said elevated structure or roadway at any place. If any person  
21 shall trespass upon said elevated roadway, such person  
22 and all others aiding, abetting or assisting therein shall be liable to  
a fine of not less than five dollars nor more than one hundred dollars  
for each and every offense.

SECTION 12. In consideration of the acceptance of this ordinance  
2 by said railway company and of the agreement by said company to  
3 do and perform all obligations imposed upon it by this ordinance,  
4 the City of Chicago upon its part undertakes and agrees that upon  
5 the lines of railroad described in Paragraph 1 of Section 1 of this  
6 ordinance if it shall at any time require a crossing at any street or  
7 streets, avenue, alley or public way for which no subway is provided  
8 in the schedule of subways contained in this ordinance, or shall

9 open, lay out or extend any street, avenue or public way across the  
10 right of way of said company between Graceland avenue or Irving  
11 Park boulevard on the south, and the north limits of the City of Chi-  
12 cago, such crossing shall be made by subways only, and no claim  
13 for compensation on account of land taken for right of way of said  
14 street or streets, avenue, alley or public way shall be made by said  
15 railway company whose right of way is to be crossed, and such  
16 waiver of compensation shall attach to and run with such land in  
17 the hands of any grantee or grantees of said railway company, but  
18 the sole cost and expense of the construction of such subway or sub-  
19 ways, and of such bridge or bridges as may be necessary to carry  
20 all of the tracks on said company's right of way shall be borne and  
21 paid for by the City of Chicago without expense to said railway  
22 company mentioned in this ordinance. And in no case shall any  
23 such bridge or bridges or such subway or subways so to be built be  
24 inferior in any respect to the bridges and subways to be built by  
25 said railway company under the terms of this ordinance. Such  
26 bridges or subways so to be built at the expense of said city shall  
27 conform in all respects to the general form and quality of material  
28 of the bridges and subways provided for in this ordinance to be  
29 built at the expense of said railway company, except as to such  
30 changes in the details thereof as may be agreed upon by the City  
31 Engineer of the City of Chicago and the Chief Engineer of said  
32 railway company. The work of such construction shall be done by  
33 said railway company, and the amount to be paid by the City of  
34 Chicago for such work and construction shall not exceed the actual  
35 and reasonable cost thereof. Such bridges, respectively, shall sup-  
36 port all the tracks of said company then existing and in use across  
37 the proposed street or streets, avenues, alleys or public ways at the  
38 time of the construction of such subway or subways across such  
39 right of way. But said railway company shall not be required to  
40 do any work toward the construction of any such subway or sub-  
41 ways, bridge or bridges, until the cost thereof as may be estimated  
42 by the City Engineer and the Chief Engineer of said railway com-  
43 pany shall have been first paid over to said railway company or  
44 deposited in some responsible bank for its benefit and to be paid  
45 over to said railway company at once upon the completion of said  
46 work. The grade of the roadbed and tracks of said railway com-  
47 pany shall be and remain at the grade hereinbefore specified.

SECTION 13. The railway company mentioned in this ordinance  
2 which is hereby required to elevate its roadbed and tracks shall  
3 fully and finally complete said work of elevation on or before the

4 thirty-first day of December, 1913, unless prevented by strikes or  
5 riots or restrained by injunction or other order or process of a court  
6 of competent jurisdiction, *and on failure so to do the rights and*  
7 *privileges herein granted shall terminate and become null and*  
8 *void.* The time during which said company may be prevented by  
9 strike or strikes, riot or riots, or legal proceedings as aforesaid  
10 shall be added to the time hereby limited for the completion of said  
11 work; provided said railway company shall give due notice to the  
12 Corporation Counsel of the City of Chicago of the institution of  
13 said legal proceedings. The City of Chicago shall have the right  
14 to intervene in any suit or proceedings brought by any person  
15 or persons seeking to enjoin or restrain or in any manner interfere  
16 with the prosecution of said work and move for a dissolution of such  
17 injunction and restraining order, and for any other proper order in  
18 such suit.

1 And it is further distinctly understood and agreed that if said  
2 railway company shall be delayed in the prosecution of said work  
3 required to be done under the provisions of this ordinance by reason  
4 of the obstruction of pipes, conduits, wires or other property of  
5 private corporations or individuals, as mentioned in Section 5 of  
6 this ordinance, or by reason of any delay on the part of the City of  
7 Chicago or any of its officers in performing the duties imposed  
8 upon the city and its officers by this ordinance in respect to the work  
9 herein required to be done by said railway company, then and in  
10 that case the time which said railway company shall be so de  
11 layed shall be added to the time during which said company is re  
12 quired by the terms of this ordinance to complete said work.

SECTION 14. Permission and authority are hereby granted to said  
2 railway company to locate and construct the abutments which form  
3 the walls of subways at a sufficient distance back from the building  
4 or lot line of the streets, boulevards or avenues, for the purpose of  
5 constructing and maintaining in the spaces or recesses so left be  
6 tween said abutments and said building lines from time to time, as  
7 may be deemed necessary by said company, station buildings, plat  
8 forms, and all appurtenances together with all necessary waiting  
9 rooms and ticket offices or other buildings fronting on said streets  
10 boulevards or avenues, uniform with the said building lines and en  
11 tirely within the lines limiting and bounding the right of way of  
12 said railway company and for the further purpose of constructing  
13 and maintaining within said lines, stairways and approaches and  
14 other means of ingress and egress leading to and from said station  
15 buildings, platforms and tracks above the same for the accommoda

16 tion and convenience of the passenger traffic of said railway com-  
17 pany.

SECTION 15. The Chicago, Milwaukee and St. Paul Railway Com-  
2 pany shall at least six (6) months prior to commencing the work  
3 of elevating such tracks, procure by purchase, condemnation or  
4 otherwise, and dedicate for use as a public street, a piece of land  
5 not less than fifty (50) feet in width, extending from the south line  
6 of Fargo avenue to the west line of North Ashland avenue; said  
7 piece of land lying between a straight line drawn from a point in  
8 the south line of Fargo avenue about thirty (30) feet east of the  
9 northwest (N. W.) corner of Lot two (2), Block two (2), to a point  
10 on the west line of North Ashland avenue about forty-five (45) feet  
11 north of the southeast (S. E.) corner of Lot one (1), Block two (2),  
12 and the southwest (S. W.) line of the Chicago, Milwaukee and St.  
13 Paul Railway Company's southwest (S. W.) right of way line, in  
14 F. H. Doland's Subdivision of east four hundred and fourteen (414)  
15 feet of Section thirty (30), Township forty-one (41) North, Range  
16 fourteen (14), East of the Third (3d) Principal Meridian, south of  
17 the Chicago and Lake Superior Railroad and the Indiana boundary  
18 line road.

SECTION 16. That permission and authority be, and the same are  
2 hereby granted unto said Chicago, Milwaukee and St. Paul Railway  
3 Company, its successors, lessees, assigns and grantees, to use elec-  
4 tricity as a motive power for the operation of cars and  
5 trains upon that part of its said line of railroad between the  
6 north line of Graceland avenue and the north line of the city  
7 limits of the City of Chicago and may use and adopt the  
8 overhead contact, or "trolley," system and that it may  
9 erect and maintain all necessary poles, with cross arms,  
10 and string thereon all necessary wires and cables, and may  
11 construct and maintain all necessary conduits, and place therein all  
12 necessary wires and cables, from time to time, as it may elect, and  
13 all necessary appurtenances to convey electric current along its said  
14 right of way, and upon the streets crossed by said right of way and  
15 now occupied by the tracks of said railway company between Fullerton  
16 avenue on the south and the north line of the city limits on the  
17 north; and, also, it may erect and maintain all necessary  
18 poles, conduits, wires and cables along and through and  
19 across the streets, alleys and highways of the City of Chicago, to  
20 convey electric current from the power house of the Northwestern  
21 Elevated Railroad Company on Fullerton avenue to and along the  
22 right of way of said Evanston Division north of Fullerton avenue;  
23 provided nothing in this ordinance contained shall be held to

24 to the Chicago, Milwaukee and St. Paul Railway Company the right  
25 to operate its Evanston Division south of Graceland avenue by  
26 electricity; provided the third rail system shall not be used, while  
27 said tracks are operated at their present grade.

SECTION 17. For the purpose of operating the said  
2 line of railroad in connection with the line of elevated rail-  
3 road owned and operated by the Northwestern Elevated Railroad  
4 Company, a corporation of the State of Illinois, as a through line  
5 between the north limits of the City of Chicago and all points upon  
6 the Union Elevated Railroad, known as the "Union Loop," and  
7 other terminals in the South Division of the City of Chicago, owned  
8 or operated by said Northwestern Elevated Railroad Company,  
8a permission and authority be and the same are hereby  
9 granted unto the said Chicago, Milwaukee and St. Paul Rail-  
10 way Company, and unto the Northwestern Elevated Railroad  
11 Company, either jointly or severally, their respective successors,  
12 lessees or assigns, to construct and maintain a connection of their  
13 tracks by means of an incline structure or gradient beginning at  
14 the present terminus of the structure of the Northwestern Elevated  
15 Railroad Company, north of Wilson avenue, thence north to the  
16 right of way of said Chicago, Milwaukee and St. Paul Railway Com-  
17 pany, north of Evanston avenue, and may cross all intersecting  
18 streets and alleys for such purpose. Such incline structure or gra-  
19 dient shall be constructed in such manner that the structure of the  
20 same shall cross the intersecting streets and avenues in the follow-  
21 ing manner, viz:

1 Evanston Avenue—The lowest chord of the girders shall be not  
2 less than fourteen (14) feet above the present established grade of  
3 said avenue.

4 Two lines of posts to support girders may be placed  
5 at the curb lines of said avenue and upon the sidewalk side thereof;  
6 and, also two lines of like posts, one upon each side of and parallel  
7 with the outer rails of the existing street car tracks in said avenue,  
8 but not less than four (4) feet therefrom. The transverse diameter  
9 of any of such posts or columns shall not exceed eighteen (18)  
10 inches at the base thereof, and thence for at least ten (10) feet above  
11 the surface of the roadway, but fenders of sufficient thickness to  
12 prevent the hubs of passing vehicles from striking said posts or  
13 columns may be placed around the two last mentioned lines of such  
14 posts or columns.

1 Leland Avenue—Clear head room not less than fourteen (14) feet  
2 above the present established grade of said avenue shall be pro-  
3 vided.

4 Two lines of posts to support girders may be placed at the  
5 curb lines of said avenue and upon the sidewalk side thereof.  
6 Such posts shall not exceed the dimensions of those above pre-  
7 scribed for the curb lines at Evanston avenue.

1 Lawrence Avenue—Clear head room over roadway not less than  
2 twelve (12) feet shall be provided, and to attain same, the roadway  
3 of that portion of said avenue covered by said structure may be  
4 depressed not more than two (2) feet below the present established  
5 grade of said avenue, and at each side of said depression a gradient  
6 shall be constructed to connect said depressed portion with the pres-  
7 ent established grade of said avenue at points one hundred (100)  
8 feet each side of the exterior lines of said structure.

9 The roadway of said avenue where so depressed, and each of the  
10 inclines leading to same shall be paved with vitrified brick, con-  
11 structed as required by the present standard specifications of the  
12 City of Chicago for such pavement.

13 The sidewalks and grass plats where the roadway of said avenue  
14 shall be so depressed, may be maintained at their present grade,  
15 but a concrete curb wall of sufficient height to retain and protect  
16 said grass plats shall be constructed at the present curb line of said  
17 avenue.

18 Two lines of posts to support girders may be placed at the curb  
19 lines of said avenue and upon the sidewalk side thereof. Such posts  
20 or columns shall not exceed the dimensions of those above pre-  
21 scribed for the curb lines at Evanston avenue.

22 The existing surface tracks of the Chicago, Milwaukee and St.  
23 Paul Railway Company, adjoining the structure herein provided  
24 for shall be lowered to conform to the new grade of said avenue.

1 Ainslie Street—The tracks carried upon said structure may  
2 cross said street at a grade (top of rail) not more than two (2) feet  
3 above the present established grade of same where crossed by the  
4 existing tracks of the Chicago, Milwaukee and St. Paul Railway  
5 Company, but gradients upon each side shall be constructed to con-  
6 nect with the present established grade of said street at a point one  
7 hundred (100) feet east of the east line of said structure, and one  
8 hundred (100) feet west of the west rail of the tracks of the Chi-  
9 cago, Milwaukee and St. Paul Railway Company.

10 The paving, sidewalks, curbs and grass plats as now existing in  
11 said street, where the same shall be raised, shall be restored, except  
12 the space between lines eighteen (18) inches from each of the ou'  
13 side rails of the tracks to be placed upon said structure, whic



15 brought flush with top of rail. Such planking shall be full width o  
16 said street, and where the grass plats terminate at such planking  
17 concrete curbing between sidewalk and roadway lines shall be pro  
18 vided.

19 The existing tracks of the Chicago, Milwaukee and St. Paul Rail  
20 way Company adjoining the structure herein provided for shall b  
21 made to conform to the new grade of said street. All of the abov  
22 work of excavating, paving and curbing, together with all necessar  
23 changing of now existing pipes or conduits of any kind whatsoever  
24 made necessary by the construction of the above described inclin  
25 structure in crossing Evanston avenue, Leland avenue, Lawrenc  
26 avenue and Ainslie street, shall be done under the supervision an  
27 to the satisfaction of the Commissioner of Public Works of the Cit  
28 of Chicago, and at the sole expense and cost of said companies o  
29 either of them.

29 When the incline structure in this section provided for shall b  
30 constructed, said companies, or either of them may lay thereon  
31 maintain and operate all necessary tracks to operate cars and train  
32 by such motive power as aforesaid.

33 When, however, the roadbed and tracks of the Chicago, Mi  
34 waukee and St. Paul Railway Company are elevated as hereinbefor  
35 in this ordinance provided, all of the structure of said incline c  
36 gradient provided for in this Section that shall be below the grad  
37 of the tracks of the Chicago, Milwaukee and St. Paul Railway Con  
38 pany when elevated, as hereinbefore provided, shall be removed b  
39 either or both of said companies, and the streets crossed by it r  
40 stored to their former condition, except where such streets sha  
41 be changed for the elevation of the tracks as hereinbefore in th  
42 ordinance required.

43 *All the work in this section mentioned and provided for sha*  
44 *be completed within eighteen (18) months from the date of ti*  
45 *passage of this ordinance unless prevented by strikes or riots or r*  
46 *strained by injunction or other order or process of a court of comp*  
47 *tent jurisdiction, and upon any failure so to do the rights and priv*  
48 *leges herein granted shall terminate and become null and voi*  
49 *The time during which said company may be prevented by stri*  
50 *or strikes, riot or riots, or legal proceedings as aforesaid, sha*  
51 *be added to the time hereby limited for the completion*  
52 *said work; provided said railway company shall give due notice*  
53 *the Corporation Counsel of the City of Chicago of the institution*  
53 *said legal proceedings. The City of Chicago shall have the rig*  
54 *to intervene in any suit or proceedings brought by any person*

55 *persons seeking to enjoin or restrain or in any manner interfere*  
56 *with the prosecution of said work and move for a dissolution of*  
57 *such injunction and restraining order, and for any other proper*  
58 *order in such suit.*

SECTION 18. When the tracks of the Chicago, Milwaukee  
2 and St. Paul Railway Company and the tracks of the  
3 Northwestern Elevated Railroad Company shall be connected  
4 as herein provided and the aforesaid railroad of the Chi-  
5 cago, Milwaukee and St. Paul Railway Company north  
6 of Graceland avenue is equipped to operate cars thereon  
7 by electricity, such line of railroad between Graceland  
8 avenue on the south and the north line of the city limits  
9 on the north may be operated by either said Chicago, Milwaukee  
10 and St. Paul Railway Company, its successors, lessees, assigns or  
11 grantees or with the consent of said railway company by the North-  
12 western Elevated Railroad Company, its successors, lessees or as-  
13 signs, or, with like consent, may be operated jointly, but in either  
14 case, passengers shall be carried through (barring accidents) from  
15 all regular stations on said Evanston Division, north of Wilson  
16 avenue to all stations on the line of railroad known as the "Union  
17 Loop" or other terminals of said Northwestern Elevated Railroad  
18 in the south division of the City of Chicago, without change of cars,  
19 and in like manner carried from all stations on said "Union Loop"  
20 or other terminals of said Northwestern Elevated Railroad in the  
21 south division of the City of Chicago to all stations on said Evans-  
22 ton Division north of Wilson avenue; and such operating company  
23 or companies shall provide and operate a sufficient number of cars  
24 and trains for such service.

25 *Nothing in this ordinance contained shall ever operate to limit*  
26 *or affect whatever rights the City of Chicago has or may acquire,*  
27 *if any, to compel the re-routing of cars on and over the aforesaid*  
28 *"Union Loop," so as to provide through routes from one division*  
29 *of the city to another by means of the use of a portion of said*  
30 *"Union Loop," instead of the use of the entire "Loop" as at*  
31 *present; and nothing in this ordinance contained shall operate*  
32 *to prejudice the claims of the City of Chicago or the Northwestern*  
33 *Elevated Railroad Company in the existing controversy as to the*  
34 *validity and interpretation of the ordinances pertaining to the*  
35 *construction and maintenance of said "Union Loop" or any part*  
36 *thereof, and the operation of cars thereon. And the City of Chicago*  
37 *hereby expressly reserves, and the said railway and railroad com-*  
38 *panies expressly concede, the right of said city at any time here-*  
39 *after as to all cars operated under the authority of this ordinance*  
40 *from the tracks of said Chicago, Milwaukee and St. Paul Railway*

41 *Company, north of Wilson avenue, over the structure and tracks of*  
42 *said Northwestern Elevated Railroad Company south of Wilson*  
43 *avenue, to prescribe through routes over any part of said "Union*  
44 *Loop" and to prescribe the use of new terminals in lieu of said "Loop"*  
45 *and on failure to comply with the requirements of the city in this re-*  
46 *spect, within six (6) months after the passage of any ordinance or*  
47 *resolution prescribing such change of route or new terminals, all the*  
48 *privileges herein and hereby granted shall terminate and become*  
49 *null and void.*

50 Prior to the elevation of the tracks as herein provided, the said  
51 companies, their successors, lessees or assigns, shall properly safe-  
52 guard each and every street crossing over the right of way between  
53 Wilson avenue on the south and the north city limits of the City  
54 of Chicago on the north by placing and maintaining at least one  
55 flagman at each and every grade crossing, and shall maintain two  
56 flagmen at each crossing hereafter from time to time specified, on  
57 the order of the Commissioner of Public Works or on the order or  
58 resolution of the City Council, and shall also construct, maintain  
59 and operate at every grade crossing any such system of automatic  
60 gates, signals and devices for the safety of the public as the City  
61 Council may from time to time by order or resolution direct.

*The rate of fare for one continuous ride in one direction, from*  
1 *any station on the railroad of the Evanston Division of the Chicago,*  
2 *Milwaukee and St. Paul Railway, within the present limits of the*  
3 *City of Chicago, to any station on the line of railroad of the North-*  
4 *western Elevated Railroad Company, including the so-called "Union*  
5 *Loop," or from any station on the line of railroad of the North-*  
6 *western Elevated Railroad Company, including also said "Loop,"*  
7 *to any station on the railroad of the Evanston Division of the*  
8 *Chicago, Milwaukee and St. Paul Railway, within the present limits*  
9 *of the City of Chicago, shall not exceed five cents; and at any point*  
10 *where any line of any elevated railroad owned, leased or operated*  
11 *by the Northwestern Elevated Railroad Company, does now or shall*  
12 *hereafter, within the limits of the City of Chicago, join, connect*  
13 *with, cross or intersect any other line of elevated railroad owned,*  
14 *leased or operated by the same company or corporation, any pas-*  
15 *senger who shall have paid his fare on any elevated railroad car*  
16 *run or operated on said last mentioned line, shall on his request*  
17 *be entitled to demand and receive from the person or persons in*  
18 *charge of said elevated railroad or car upon which he has so paid*  
19 *his fare, and the said Northwestern Elevated Railroad Company*  
20 *hereby agrees to give to such passenger, a transfer, which transfer*  
21 *shall entitle such passenger, without further charge, to be carried*  
22 *on any other one line adjoining, connecting, crossing or intersecting,*

23 *as aforesaid, and owned, leased or operated by said Northwestern*  
24 *Elevated Railroad Company, for a continuous trip of any distance*  
25 *within the limits of the City of Chicago; provided, no fare shall be*  
26 *collected from any policeman or member of the Fire Department*  
27 *of the City of Chicago, or United States letter carrier in uniform.*  
28 *Provided, further, that children under seven years of age accom-*  
29 *panied by a parent or guardian, shall be permitted to ride free.*

SECTION 19. Permission and authority are also hereby granted  
2 unto the Chicago, Milwaukee and St. Paul Railway Company, its  
3 successors, lessees and assigns, to construct, maintain and operate  
4 upon its present grade, until such time as its roadbed and tracks  
5 shall be elevated, as hereinbefore provided, an additional main  
6 track, with all necessary appurtenances, excluding all switch yards  
7 with more than two (2) tracks, round houses and machine shops  
8 from the territory bounded on the south by Wilson avenue and on  
9 the north by the city limits of the City of Chicago, along its present  
10 right of way, and upon such additional right of way, adjoining and  
11 parallel with the present right of way of its said Evanston Division,  
12 as it may acquire by purchase, condemnation or otherwise, and  
13 across all intersecting streets, alleys and highways between Grace-  
14 land avenue on the south and the north city limits of the City of  
15 Chicago; provided, however, nothing hereinbefore contained shall  
16 authorize the laying of such additional track longitudinally in  
17 Southport avenue; and provided, further, the laying of such addi-  
18 tional track, and the use of such additional right of way, shall be  
19 subject to the same terms and conditions as to the crossing of  
20 streets, alleys and highways as are now applicable to the present  
21 right of way and the present tracks. It is also a condition of this  
22 grant that neither such additional track nor any of the now existing  
23 tracks shall be used except for the operation of the regular or  
24 special cars or trains of the companies mentioned in this ordinance  
25 until such tracks shall be elevated as hereinbefore provided.

SECTION 20. In case the said Chicago, Milwaukee and St. Paul  
2 Railway Company shall elect to use electricity in any way that shall  
3 require the conveyance of an electric current along its tracks, upon  
4 wires or rails, it shall construct and maintain a return circuit of  
5 such cross section and conductivity that, with a maximum service  
6 of cars, there will not be a maximum difference of potential exceed-  
7 ing one volt between any part of the return circuit and any water  
8 pipes, gas pipes or other metals belonging to the City of Chicago  
9 that are not installed for the purpose of forming a part of said re-  
10 turn circuit: and there shall not be a variation in the difference of

- 11 potential, exceeding one-half volt between any two measurements  
12 made within a distance of three hundred feet.

SECTION 21. The acceptance of this ordinance by the Chicago,  
2 Milwaukee and St. Paul Railway Company, and the exercise of any  
3 or all of the rights and privileges hereby conferred, shall not be  
4 held to limit or curtail any of the rights and privileges which  
5 said company now enjoys under any ordinance heretofore  
6 granted by the City of Chicago, Town of Lake View  
7 or the Village of Rogers Park, pertaining to its Evanston  
7a Division, or to in any manner interfere with the conduct of  
8 its business as a common carrier; provided, however, that nothing  
9 in this ordinance contained shall ever be held, taken or construed to  
10 be a grant of permission or authority to the said Chicago, Mil  
11 waukee and St. Paul Railway Company, its successors, lessees or  
12 assigns, or to any other person, firm or corporation to carry any  
13 freight upon or over the tracks of said Northwestern Elevated Rail  
14 road Company.

SECTION 22. Permission and authority are hereby granted unto  
2 said Northwestern Elevated Railroad Company, its successors, les  
3 sees and assigns, to use its line of railroad, owned by it, together  
4 with the line of railroad known as the "Union Loop," and with the  
5 consent of the Chicago, Milwaukee and St. Paul Railway Company  
6 that part of its railroad between Wilson avenue on the south and the  
7 north limits of the City of Chicago, for carrying the United States  
8 mails.

SECTION 23. During the time that the line of railroad owned by  
2 the Chicago, Milwaukee and St. Paul Railway Company, between  
3 Graceland avenue and the north city limits of the City of Chicago  
4 including the incline connection with the Northwestern Elevated  
5 Railroad Company, hereinbefore provided for, shall be used and  
6 operated upon its present grade, the said Chicago, Milwaukee and  
7 St. Paul Railway Company shall, as to the rights granted to said  
8 company under this ordinance, and the said Northwestern Elevated  
9 Railroad Company shall, as to the rights granted to said com  
10 pany under this ordinance, indemnify and save harmless the  
11 said City of Chicago against and from any and all legal dam  
12 ages, judgments, decrees and costs and expenses of the same which  
13 may be recovered or returned against said City of Chicago, for, or  
14 by reason of the granting of such privileges, or for, or by reason of  
15 or growing out of, or resulting from the exercise by said companies  
16 of the respective privileges hereby granted, or from any acts of said  
17 companies, their servants or agents, under or by virtue of the re  
18

19 and each of said companies shall, within the time limited for the  
20 acceptance of this ordinance, file with the City Clerk its bond,  
21 payable to the City of Chicago, in the penal sum of twenty-five  
22 thousand (25,000) dollars, conditioned for the faithful performance  
23 and observance of all the conditions and provisions of this ordi-  
24 nance so far as it relates to each of said companies; but neither  
25 the said bonds nor the amounts thereof shall be considered as pre-  
26 venting the City of Chicago from recovering from said companies,  
27 or each of them, any of said damages which it may have sustained  
28 as aforesaid in excess of said sums mentioned in said bonds. It be-  
29 ing understood that each of said companies shall give said bonds to  
30 protect the City of Chicago as aforesaid in respect to the rights and  
31 privileges granted to it under this ordinance, but neither of said  
32 companies shall be liable to the other, or to the City of Chicago, for  
33 the acts or doings of the other company. But whenever said rail-  
34 road tracks shall be elevated as hereinbefore provided, and said in-  
35 cline connection removed, as provided in the last paragraph of Sec-  
36 tion 18 of this ordinance, any responsibility of either of said com-  
37 panies under this section shall terminate and said bonds shall be-  
38 come null and void, except as to the acts of either of said companies  
39 prior to the elevation of said tracks and the removal of said incline  
40 connection.

SECTION 24. This ordinance shall inure to, and be binding upon,  
2 the successors, lessees, assigns or grantees of the said Chicago,  
3 Milwaukee and St. Paul Railway Company, and the said North-  
4 western Elevated Railroad Company, to the same effect and like  
5 import as though the names of the respective successors, lessees,  
6 assigns or grantees had been inserted herein and become parties  
7 to this ordinance.

SECTION 25. The privileges hereby granted to said railway com-  
2 pany, and said railroad company shall, as to said Northwestern Ele-  
3 vated Railroad Company, its successors, lessees and assigns, and as  
4 to its elevated railroad structure south of Wilson avenue, terminate  
5 January 8th, A. D. 1944. *Provided that nothing in this ordinance*  
6 *contained shall be construed as extending the life or term of any*  
7 *of the ordinance rights of said Chicago, Milwaukee and St. Paul*  
8 *Railway Company, or any of its grantors, under any ordinances*  
9 *heretofore adopted.*

SECTION 26. This ordinance shall be in full force and effect from  
2 and after its passage, approval and publication; but unless said Chi-  
3 cago, Milwaukee and St. Paul Railway Company, which is by this

4 ordinance ordered and required to elevate its railway tracks, and  
5 the said Northwestern Elevated Railroad Company shall, through  
6 their respective authorized officers, file with the City Clerk of the  
7 City of Chicago, within sixty (60) days from the passage and ap-  
8 proval of this ordinance, agreements, duly executed, conditioned as  
9 hereinafter set forth, whereby said railway company and said rail-  
10 road company, and each of them, shall undertake to do and perform  
11 all the matters and things herein required of them, then this ordi-  
12 nance shall become null and void. After the filing of such agree-  
13 ment or agreements, by said railway company, and railroad com-  
14 pany, this ordinance shall not be modified or amended  
15 without the consent of said companies affected by such proposed  
16 modification, unless said railway company, or said railroad com-  
17 pany, shall be in default in the performance of the several matters  
18 and things required by this ordinance and undertaken to be done by  
19 their agreements.

20 *The said agreement or agreements of said railway company and*  
21 *said railroad company, hereinabove provided, are to be filed with*  
22 *the City Clerk of the City of Chicago, and shall be and are hereby*  
23 *made conditional upon the passage by the City Council of the City*  
24 *of Evanston, within one year from and after the passage and ap-*  
25 *proval of this ordinance, of an ordinance covering the elevation*  
26 *and operation of the roadbed and tracks of said railway company*  
27 *in the City of Evanston, in manner and form acceptable and satis-*  
28 *factory to said Chicago, Milwaukee and St. Paul Railway Company,*  
29 *and in case said City of Evanston shall fail to pass such ordinance*  
30 *within the time specified in this section, said agreements so filed by*  
31 *said railway company, and said railway company shall at the elec-*  
32 *tion of said companies become null and void, and thereupon all the*  
33 *rights and privileges granted by this ordinance to said companies*  
34 *shall immediately become null and void and at once cease and*  
35 *determine and all the work done and alterations made under the*  
36 *privileges hereby granted shall be forthwith removed by the com-*  
37 *panies at their own expense. Said election shall be evidenced*  
38 *by an instrument in writing, duly executed by said railway company*  
39 *and filed with the City Clerk of the City of Chicago within eighteen*  
40 *(18) months after the passage of this ordinance. Nothing in this*  
41 *ordinance contained shall be a waiver or surrender of the police*  
42 *power of the City of Chicago or be taken in any way to deprive the*  
43 *city of the right to properly exercise such power.*

## JUDICIARY.

The Committee on Judiciary, to whom was referred amendment to the Revised Municipal Code re. construction of sidewalks, submitted a report recommending that the same be referred to the Committee on Special Assessment and General Taxation.

Ald. Foreman moved to concur in the report.

The motion prevailed.

## LICENSE.

The Committee on License, to whom was referred an order re. increase of saloon license fee, submitted a report recommending the passage of an accompanying ordinance.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on License, to whom was referred an order, in re. increase of saloon license fee, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

## AN ORDINANCE

Amending Sections 1339 and 1340 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1339 of the Revised Municipal Code of the City of Chicago of 1905 is hereby amended to read as follows:

"1339. Fee. Any person on compliance with the aforesaid requirements and the payment in advance to the City Collector of a license fee at the rate of one thousand dollars per annum, shall receive a license under the corporate seal, signed by the Mayor

and attested by the City Clerk, which shall authorize the person or persons therein named to keep a dramshop or saloon and to sell, give away or barter intoxicating liquors, in quantities less than one gallon, in the place designated in the license and for the period stated therein.

SECTION 2. Section 1340 of the Revised Municipal Code of Chicago of 1905 is hereby amended to read as follows:

"1340. Periods of Payment. The saloon license year is hereby divided into two periods as follows: From May first to October thirty-first, inclusive, shall be known as the first period; from November first to April thirtieth of the following year, inclusive, shall be known as the second period. Licenses may be issued for the full license year or for the unexpired portion thereof, or for any period or the unexpired portion thereof; and the fee payable therefor shall be one thousand dollars in advance for the full license year, or five hundred dollars in advance for each period; provided, that if any license shall issue for the unexpired portion of the license year or for the unexpired portion of any period the fee to be paid therefor shall bear the same ratio to the sum required for the whole year that the number of days in such unexpired portion bears to the whole number of days in the year; and provided further that no license shall extend beyond the 30th day of April next following its issuance."

SECTION 3. This ordinance shall be in force from and after its passage and due publication according to law and shall take effect on the first day of May, A. D. 1906.

W. P. DUNN,  
Chairman.

## MINORITY REPORT.

In connection with the foregoing, Ald.



Dailey submitted a minority report and moved that it be deferred and published.

The motion prevailed.

The following is the report:

*To the Mayor and Aldermen of the City Council:*

GENTLEMEN—A minority of the Council Committee on License, to whom was referred a proposition to increase the saloon license fee to \$1,000 per annum, hereby present an ordinance fixing the fee at \$600 per year.

Respectfully,

Ald. JAS. DAILEY,

Ald. ROBERT SCHMIDT,

Ald. PETER L. HOFFMAN.

Ald. THOS. F. SCULLY.

Ald. HENRY J. SIEWERT.

Ald. FRED D. RYAN.

#### AN ORDINANCE

Amending Sections 1339 and 1340 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1339 of the Revised Municipal Code of the City of Chicago of 1905 be and the same is hereby amended so as to read as follows:

Any person on compliance with the aforesaid requirements and the payment in advance to the City Collector of a license fee at the rate of six hundred dollars per annum, shall receive a license under the corporate seal, signed by the Mayor and attested by the City Clerk, which shall authorize the person or persons therein named to keep a dramshop or saloon and to sell, give away or barter intoxicating liquors, in quantities less than one gallon, in the place designated in the license and for the period stated therein.

SECTION 2. Section 1340 of the Revised Municipal Code of Chicago of 1905

be and the same is hereby amended so as to read as follows:

The saloon license year is hereby divided into three periods, as follows: From May first to August thirty-first, inclusive, shall be known as the first period; from September first to December thirty-first, inclusive, shall be known as the second period; from January first to April thirtieth inclusive, shall be known as the third period. Licenses may be issued for the full license year or for the unexpired portion thereof, or for any period or the unexpired portion thereof; and the fee payable therefor shall be six hundred dollars in advance for the full license year, or two hundred dollars in advance for each period; provided, that if any license shall issue for the unexpired portion of the license year or for the unexpired portion of any period, the fee to be paid therefor shall bear the same ratio to the sum required for the whole year that the number of days in such unexpired portion bears to the whole number of days in the year; and provided, further, that no license shall extend beyond the thirtieth day of April next following its issuance.

SECTION 3. This ordinance shall be in force from and after its passage and due publication, according to law and shall take effect on the 1st day of May, A. D. 1906.

Ald. Kunz moved that both reports (majority and minority) be made a special order for the next regular meeting at 8:45 o'clock p. m.

The motion prevailed.

#### ALSO,

The same Committee to whom was referred a communication from the committees appointed by the Citizens' meeting re. causes of crime and a recommendation to increase saloon license fee, submitted a report recommending that the communication be placed on file.

Ald. Dunn moved to concur in the report.

The motion prevailed.

ALSO,

The same Committee, to whom was referred a communication from the Liquor Dealers' Protective Association re. increase of saloon license fee, submitted a report recommending that the same be placed on file.

Ald. Dunn moved to concur in the report.

The motion prevailed.

#### GAS, OIL AND ELECTRIC LIGHT.

The Committee on Gas, Oil and Electric Light, to whom was referred an ordinance granting permission to the Illinois District Telegraph Co. and the American District Telegraph Co. to lay electrical wires, etc., submitted a report recommending the passage of the accompanying substitute ordinances.

Ald. Young moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 8, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Gas, Oil and Electric Light, to whom was referred ordinance, Illinois District Telegraph Co. and American District Telegraph Co., to lay electrical wires, etc., having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinances.

#### AN ORDINANCE

Authorizing the Illinois District Telegraph Company to maintain and operate a line of wires for the transmission of signals by electricity.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted

to the Illinois District Telegraph Company, a corporation organized and existing under the laws of the State of Illinois, to install, construct, maintain and operate a line or lines of electric wires for the transmission of signals for the purpose of carrying on its burglar alarm, fire alarm, sprinkler alarm and watch service systems. The said line or lines of wires shall be installed, repaired and operated in existing conduits, subways and tunnels under any public street, alley and the Chicago river and its several branches; no authority being hereby granted to open any street or alley, or to disturb any pavement for the purpose of constructing any conduits, subways or tunnels in which to install, repair or operate said line or lines of electric wires. If space shall be rented by said Illinois District Telegraph Company for placing its line or lines of wires therein, nothing herein shall be construed as in any way granting any new or additional rights or privileges to any other person, persons, or corporation now using or that may hereafter use any conduit, subway or tunnel under any street or alley of the City of Chicago, or under the Chicago river and its several branches, for the purpose of carrying on the business of such person, persons or corporation in any way.

Said grantee shall at all times keep on file in the office of the City Electrician plans showing the location of any conduit in which any of its wires are maintained.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance; provided, however, that this ordinance shall be subject to amendment or repeal at any time prior thereto.

SECTION 3. The grantee may lease subway space from the City of Chicago in any underground conduit, subway or tunnel maintained by the city; the compensation to be paid to the city as rental for

the use of such space shall be in accordance with the schedules established in an ordinance passed January 1, 1901, authorizing the City Electrician to rent as therein provided, such space in city conduits, manholes, lateral connections and other parts of the conduit system as may not be occupied, or thereafter required for the city service; that is to say, for each wire, No. 14, or less, used for burglar alarm, sprinkler alarm, fire alarm or watch service signals, the grantee shall pay to the city six dollars (\$6) per block per year. All wires shall be measured with Brown & Sharpe's gauge. If the rental for conduit space shall hereafter be changed by general ordinance or ordinances, then and in that case the grantee, its successors and assigns, shall pay such compensation, or rental, as may be prescribed by such general ordinance or ordinances hereafter passed. Where the city has no conduits, subways or tunnels available for the use of the grantee as herein provided, the grantee may rent space from persons or corporations authorized by ordinance to construct, maintain and operate underground conduits, subways or tunnels.

SECTION 4. All apparatus, machinery, wires and appliances maintained and operated under this ordinance by said company shall be of modern excellence, and constructed, maintained and operated in first class manner, and all wires maintained by the grantee shall be installed and maintained under the supervision and to the satisfaction of the City Electrician.

It is expressly understood and agreed that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force.

It is further agreed that the grantee herein, at its own expense, will alter, change and remove from under any street, alley or public way, and from any conduit, subway or tunnel, any and all of

its wires that may in any way interfere with the construction and operation of any municipal work hereafter undertaken.

At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee, its successors or assigns, shall remove all its wires from all conduits, subways and tunnels or public ways.

SECTION 5. This ordinance shall not go into effect until the said grantee shall execute and deliver to the City of Chicago a written acceptance of the same, and also a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000) with sureties to be approved by the mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provisions of this ordinance; and further conditioned to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense or liability of any kind whatsoever that may be suffered by the City of Chicago, or which may accrue against, be charged to, or recovered from said City of Chicago by reason of the passage of this ordinance, or by reason of any act or thing done by said grantee herein by virtue of the authority herein granted. If, at any time after the execution and delivery of said bond to the City of Chicago as aforesaid, the Mayor of said City of Chicago shall be of the opinion that the sureties upon said bond are insufficient, the said grantee shall, within five (5) days after the receipt of written notice to that effect, execute and deliver to the City of Chicago a new bond conditioned as aforesaid, with sureties to be approved by the Mayor, and in default thereof the rights and privileges herein granted shall cease and determine.

SECTION 6. No work of installation of wires in conduits, subways or tunnels shall be done under authority of this ordinance until a permit authorizing the same shall be issued by the Commissioner

of Public Works, countersigned by the City Electrician.

SECTION 7. The rights herein granted are upon the express condition that said grantee, its successors and assigns, as compensation for the privileges conferred by this ordinance, will on or before the tenth (10) day of January of each year during the life of this ordinance, pay into the treasury of the City of Chicago five per cent (5 per cent) of its gross receipts derived from the transaction of said burglar alarm, fire alarm, sprinkler alarm and watch service business within the city for the year ending, with and including the thirty-first (31) day of December of the previous year, and at the time of making the said payment file with the City Clerk a statement in writing of the said gross receipts for the said previous year ending as aforesaid, and for the purpose of enabling the City to inform itself of the receipts of the grantee, the City Comptroller, or some person appointed by him to act for him, shall have access to the books, papers, accounts and records of all fiscal operations of said grantee at all reasonable and necessary times. The amounts found by said City Comptroller, or his representative to be the gross receipts of said company for or from said business, shall be the amounts upon which said company shall pay such percentage. In the event said grantee shall refuse or fail to give the Comptroller or said person so appointed by him, access to the books, papers, accounts and records of all the fiscal operations of said company at all reasonable and necessary times, then the Mayor of City of Chicago may revoke the rights and privileges herein granted, and the said rights and privileges shall thereupon cease and determine.

SECTION 8. The City of Chicago at any time prior to the expiration of the term of the privileges herein granted shall have the right to take over the property of the grantee suitable to and used by it for the purposes of this grant, and all appurtenances, equipment and fixtures and oper-

ate the same as a municipal enterprise.

In the event that the City of Chicago shall decide to terminate the grant and take over the properties aforesaid, then the City shall pay therefor in cash the then cost of the duplication, less depreciation of said appliances and property and there shall be no allowance for earning power or franchise values.

In the event the City shall desire to purchase the property of the grantee as aforesaid, the purchase price of said property shall be determined by appraisement as follows:

One appraiser shall be appointed by the City in such manner as the City Council or Mayor shall direct; one shall be appointed by the grantee and a third shall be appointed by the two so selected. Either party may appoint its appraiser at any time after the giving of thirty (30) days' notice of intention so to do, and serve written notice of such appointment upon the other party and such other party within fifteen (15) days after service of notice of such appointment shall appoint its appraiser and serve written notice of such appointment upon the other party; whereupon the two appraisers so appointed shall appoint the third appraiser. In the event that the party first receiving notice of the selection of an appraiser by the other party shall fail to appoint an appraiser, and give notice thereof, as above provided, or in the event that the two appraisers first appointed, shall fail to agree upon the third appraiser within fifteen (15) days after notice of the appointment of the second appraiser, either party upon giving written notice of five (5) days to the other party, may apply to the Appellate Court for the First District of Illinois, or a majority of the members thereof, and any appraiser appointed by said Court shall have the same powers and duties as if regularly appointed as above provided.

The appraisers shall determine what tangible property, real and personal,

owned by the grantee and then used for the purposes of its grant, is reasonably required for its continued operation, and in determining the fair cash value of said property they shall not take into consideration its earning power or the value of any franchise or license, but shall allow for the property the then cost of duplication, less depreciation.

Nothing in this ordinance contained shall be construed as preventing or interfering with the right of the City at any time to engage in the furnishing of a similar service without making the purchase above provided for.

SECTION 9. The said company shall not at any time lease, sell or dispose of its property rights or franchises to any person or corporation whatsoever engaged in the same or similar business.

SECTION 10. This ordinance shall take effect and be in force from and after its passage; provided that unless the written acceptance and bond shall be delivered as provided herein within thirty (30) days from the passage hereof, this ordinance shall become null and void, and all the rights and provisions herein granted shall cease and determine.

#### AN ORDINANCE

Authorizing the American District Telegraph Co. to maintain and operate a line of wires for the transmission of signals by electricity.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to the American District Telegraph Company, a corporation organized and existing under the laws of the State of Illinois, to install, construct, maintain and operate a line or lines of electric wires for the transmission of signals for the purpose of carrying on its burglar alarm, fire alarm, sprinkler alarm and watch service systems. The said line or lines of wires shall be installed, repaired and operated in existing conduits, sub-

ways and tunnels under any public street, alley and the Chicago river and its several branches; no authority being hereby granted to open any street or alley, or to disturb any pavement for the purpose of constructing any conduits, subways or tunnels in which to install, repair or operate said line or lines of electric wires. If space shall be rented by said American District Telegraph Company for placing its line or lines of wires therein, nothing herein shall be construed as in any way granting any new or additional rights or privileges to any other person, persons or corporation now using or that may hereafter use any conduit, subway or tunnel under any street or alley of the City of Chicago, or under the Chicago river and its several branches, for the purpose of carrying on the business of such person, persons or corporation in any way.

Said grantee shall at all times keep on file in the office of the City Electrician plans showing the location of any conduit in which any of its wires are maintained.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance; provided, however, that this ordinance shall be subject to amendment or repeal at any time prior thereto.

SECTION 3. The grantee may lease subway space from the City of Chicago in any underground conduit, subway or tunnel maintained by the City; the compensation to be paid to the City as rental for the use of such space shall be in accordance with the schedules established in an ordinance passed January 1, 1901, authorizing the City Electrician to rent as therein provided, such space in City conduits, manholes, lateral connections and other parts of the conduit system as may not be occupied, or thereafter required for the City service; that is to say, for each wire, No. 14, or less, used for burglar alarm, sprinkler alarm, fire alarm or watch service signals, the

grantee shall pay to the city six dollars (\$6.00) per block per year. All wires shall be measured with Brown & Sharpe's gauge. If the rental for conduit space shall hereafter be changed by general ordinance or ordinances, then and in that case the grantee, its successors and assigns, shall pay such compensation, or rental, as may be prescribed by such general ordinance or ordinances hereafter passed. Where the city has no conduits, subways or tunnels available for the use of the grantee as herein provided, the grantee may rent space from persons or corporations authorized by ordinance to construct, maintain and operate underground conduits, subways or tunnels.

SECTION 4. All apparatus, machinery, wires and appliances maintained and operated under this ordinance by said Company shall be of modern excellence, and constructed, maintained and operated in first-class manner, and all wires maintained by the grantee shall be installed and maintained under the supervision and to the satisfaction of the City Electrician.

It is expressly understood and agreed that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force.

It is further agreed that the grantee herein, at its own expense, will alter, change and remove from under any street, alley or public way, and from any conduit, subway or tunnel, any and all of its wires that may in any way interfere with the construction and operation of any municipal work hereafter undertaken.

At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee, its successors or assigns, shall remove all its wires from all conduits, subways and tunnels or public ways.

SECTION 5. This ordinance shall not go into effect until the said grantee shall

execute and deliver to the City of Chicago a written acceptance of the same, and also a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000.00) with sureties to be approved by the Mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provisions of this ordinance; and further conditioned to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense or liability of any kind whatsoever that may be suffered by the City of Chicago, or which may accrue against, be charged to, or recovered from said City of Chicago by reason of the passage of this ordinance, or by reason of any act or thing done by said grantee herein by virtue of the authority herein granted. If, at any time after the execution and delivery of said bond to the City of Chicago as aforesaid, the Mayor of said City of Chicago shall be of the opinion that the sureties upon said bond are insufficient, the said grantee shall, within five (5) days after the receipt of written notice to that effect, execute and deliver to the City of Chicago a new bond conditioned as aforesaid, with sureties to be approved by the Mayor, and in default thereof the rights and privileges herein granted shall cease and determine.

SECTION 6. No work of installation of wires in conduits, subways or tunnels shall be done under authority of this ordinance until a permit authorizing the same shall be issued by the Commissioner of Public Works, countersigned by the City Electrician.

SECTION 7. The rights herein granted are upon the express condition that said grantee, its successors and assigns, as compensation for the privileges conferred by this ordinance, will on or before the tenth (10) day of January of each year during the life of this ordinance, pay into the treasury of the City of Chicago five per cent (5 per cent) of its gross receipts derived from the transaction of

said burglar alarm, fire alarm, sprinkler alarm and watch service business within the city for the year ending with and including the thirty-first (31st) day of December of the previous year, and at the time of making the said payment file with the City Clerk a statement in writing of the said gross receipts for the said previous year ending as aforesaid, and for the purpose of enabling the city to inform itself of the receipts of the grantee, the City Comptroller, or some person appointed by him to act for him, shall have access to the books, papers, accounts and records of all fiscal operations of said grantee at all reasonable and necessary times. The amounts found by said City Comptroller or his representative to be the gross receipts of said Company for or from said business, shall be the amounts upon which said Company shall pay such percentage. In the event said grantee shall refuse or fail to give the Comptroller or said person so appointed by him, access to the books, papers, accounts and records of all the fiscal operations of said Company at all reasonable and necessary times, then the Mayor of the City of Chicago may revoke the rights and privileges herein granted, and the said rights and privileges shall thereupon cease and determine.

SECTION 8. The City of Chicago, at any time prior to the expiration of the term of the privileges herein granted shall have the right to take over the property of the grantee suitable to and used by it for the purpose of this grant, and all appurtenances, equipment and fixtures, and operate the same as a municipal enterprise.

In the event that the City of Chicago shall decide to terminate the grant and take over the properties aforesaid then the city shall pay therefor in cash the then cost of the duplication, less depreciation of said appliances and property and there shall be no allowance for earning power or franchise values.

In the event the City shall desire to

purchase the property of the grantee as aforesaid, the purchase price of said property shall be determined by appraisalment as follows:

One appraiser shall be appointed by the City in such manner as the City Council or Mayor shall direct; one shall be appointed by the grantee, and a third shall be appointed by the two so selected. Either party may appoint its appraiser at any time after the giving of thirty (30) days' notice of intention so to do, and serve written notice of such appointment upon the other party, and such other party within fifteen (15) days after service of notice of such appointment shall appoint its appraiser and serve written notice of such appointment upon the other party; whereupon the two appraisers so appointed shall appoint the third appraiser. In the event that the party first receiving notice of the selection of an appraiser by the other party shall fail to appoint an appraiser, and give notice thereof, as above provided, or in the event that the two appraisers first appointed shall fail to agree upon the third appraiser within fifteen (15) days after notice of the appointment of the second appraiser, either party upon giving written notice of five (5) days to the other party, may apply to the Appellate Court for the First District of Illinois, or a majority of the members thereof, and any appraiser appointed by said Court shall have the same powers and duties as if regularly appointed as above provided.

The appraisers shall determine what tangible property, real and personal, owned by the grantee and then used for the purposes of its grant, is reasonably required for its continued operation, and in determining the fair cash value of said property they shall not take into consideration its earning power or the value of any franchise or license, but shall allow for the property, the then cost of duplication, less depreciation.

Nothing in this ordinance contained shall be construed as preventing or inter-

fering with the right of the City at any time to engage in the furnishing of a similar service without making the purchase above provided for.

**SECTION 9.** The said Company shall not at any time, lease, sell or dispose of its property rights or franchises to any person or corporation whatsoever engaged in the same or similar business.

**SECTION 10.** This ordinance shall take effect and be in force from and after its passage; provided that unless the written acceptance and bond shall be delivered as provided herein within thirty (30) days from the passage hereof this ordinance shall become null and void, and all the rights and provisions herein granted shall cease and determine.

LINN H. YOUNG,  
*Chairman.*

#### STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred an ordinance changing location of Hack Stand No. 13, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 3, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance changing location of Hack Stand No. 13, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That Section 2288 of the Revised Municipal Code of Chicago of 1905 be, and the same is hereby amend-

ed by striking out the 14th and 15th lines from the end of said section and substituting therefor the following:

"Stand No. 13. The west side of Dearborn street, between Jackson boulevard on the north and a point to the south midway between Jackson boulevard and Van Buren street."

**SECTION 2.** This ordinance shall be in full force and effect from and after its passage.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to Carson, Pirie, Scott & Co. to construct two additional passageways across alley, submitted a report recommending the passage of the same.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting permission to Carson, Pirie, Scott & Co. to construct and use two additional stories or passageways to the bridge or passageway now being maintained by Carson, Pirie, Scott & Company across the alley running north and south from Monroe street to Madison street, and between State street and Wabash avenue, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby given to John T. Pirie, Sr., Andrew McLeish, Samuel C. Pirie, John T. Pirie, Jr., John E. Scott and J. W. Scott, comprising the



firm of Carson, Pirie, Scott & Company, their successors and assigns, to construct, maintain and use for a period of ten (10) years from and after passage of this ordinance two (2) additional stories or covered passageways to the one-story bridge or covered passageway now being maintained by said firm of Carson, Pirie, Scott & Company across the alley running north and south from Monroe street to Madison street and between State street and Wabash avenue, so as to connect the building on Original Lot Five (5) in Block Two (2), Fractional Section Addition to Chicago, with the building on the south sixty (60) feet of Original Lot Six (6) in said block, provided that said additional stories or covered passageways shall be used as a passageway between said buildings, and that the same shall be constructed of incombustible material according to plans filed with and to the satisfaction of the Commissioner of Buildings and the Commissioner of Public Works of the City of Chicago.

SECTION 2. Said firm of Carson, Pirie, Scott & Company, before beginning the construction of said additional stories or covered passageways to said bridge or covered passageway, shall file its written acceptance of this ordinance with the City Clerk and enter into a bond with the City of Chicago, with sureties to be approved by the Mayor, in the penal sum of ten thousand dollars (\$10,000.00), conditioned to save and keep harmless said City of Chicago from any and all damage arising from the exercise of the privileges herein granted, or from or by reason of the construction or maintenance of said additional stories or covered passageways, or from or in consequence of any act done by the said firm of Carson, Pirie, Scott & Company, their successors or assigns, or any of their agents or servants, in the construction or maintenance of said additional stories or covered passageways; and that said firm of Carson, Pirie, Scott & Company, their successors and assigns, will, at their own expense, remove said additional stories

or covered passageways upon the termination of the privileges herein granted, or failing therein shall repay to the City of Chicago the cost of removing the same; and the said firm of Carson, Pirie, Scott & Company, their successors and assigns, shall in all things comply fully with the terms and provisions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient and the said firm of Carson, Pirie, Scott & Company fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 3. That in consideration of the privileges hereby granted said firm of Carson, Pirie, Scott & Company shall pay to the City of Chicago compensation at the rate of 41.9c per square foot, or \$318.32 per year, payable quarter-annually in advance, the first payment to be made as of the date of the passage of this ordinance.

SECTION 4. This ordinance shall be in full force from and after its passage and the filing of the bond and acceptance herein provided for, provided said bond and acceptance shall be filed within sixty (60) days from the passage of this ordinance.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to the Wabash Railroad Co. to lay three additional tracks across Western avenue, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*  
Your Committee on Streets and Alleys,

South Division, to whom was referred ordinance granting permission to Wabash Railroad Co. to lay three additional tracks across Western avenue, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they hereby are given and granted to the Wabash Railroad Company, its successors and assigns, to lay down, construct, maintain and operate three additional railroad tracks over, upon and across Western avenue substantially as shown upon the blue-print hereto attached, which is made a part of this ordinance.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portion of Western avenue as is occupied by said switch track in good condition and repair, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto and shall forthwith restore the portion of Western avenue occupied by said switch track to a condition safe for public travel, similar to the remaining portion of that street in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the switch track herein provided

for shall be subject to all existing ordinances of the City of Chicago now in force of which may hereafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted, the said Wabash Railroad Company shall pay to the City of Chicago the sum of one hundred and fifty (\$150) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become null and void if said grantee or its assigns fails to promptly pay any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee

herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

**SECTION 7.** This ordinance shall take effect and be in force from and after its passage and approval, provided that the acceptance hereinabove mentioned and the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

ERNEST BIHL,  
*Chairman.*

#### STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred an order for permit to Hollatz Bros. to construct a bridge across Ferdinand street, submitted a report, recommending the passage of an accompanying ordinance.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred order granting permission to Hollatz Brothers to construct a bridge across Ferdinand street, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and au-

thority be and the same are hereby given to Hollatz Bros., their successors and assigns, to construct, maintain and use a bridge or covered passageway across Ferdinand street, between Claremont avenue and Grand avenue, for the purpose of connecting their buildings, provided that said bridge or covered passageway shall be constructed throughout of incombustible material, according to plans filed with and in a manner meeting the approval of the Commissioner of Public Works of the City of Chicago.

**SECTION 2.** The permission and authority hereby granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at all times before the expiration hereof be subject to modification, amendment or repeal, and in case of repeal all privileges hereby granted shall thereupon cease and determine, and the privileges hereby granted may be revoked at any time in the discretion of the Mayor.

**SECTION 3.** Before beginning the construction of said bridge, the said Hollatz Bros. shall file their written acceptance of this ordinance with the City Clerk and enter into a bond with the City of Chicago with sureties to be approved by the Mayor in the penal sum of ten thousand dollars (\$10,000), conditioned to save and keep harmless the City of Chicago from any and all damages arising from the exercise of the privilege herein granted, or from or by reason of the construction or maintenance of said bridge or from or in consequence of any act done by said Hollatz Bros., their successors or assigns, or any of their agents or servants, in the construction or maintenance of said bridge, and that said Hollatz Bros., their successors and assigns, will at their own expense remove said bridge or covered passageway on the termination of the privilege hereby granted, or failing therein, shall repay to the City of Chicago the cost of removing the same, and that said Hollatz Bros., their

successors or assigns, shall in all things comply fully with the terms and provisions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient, and the said Hollatz Bros. shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 4. In consideration of the privileges hereby granted, said Hollatz Bros. shall pay to the City of Chicago a compensation at the rate of twenty-five (\$25) dollars per annum, payable semi-annually in advance, the first payment to be made as of the date of the passage of this ordinance. It is held an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance immediately become null and void if any default is made by said grantee in the prompt payment of any installment of said compensation.

SECTION 5. Upon the termination of the privileges hereby granted, whether by lapse of time or otherwise, the said Hollatz Bros., or their successors or assigns, shall immediately remove said bridge at their own cost and expense.

SECTION 6. This ordinance shall be in full force and effect from and after its passage and the filing of the bond and acceptance herein provided for, provided said bond and acceptance shall be filed within sixty (60) days from the passage of this ordinance.

THOS. M. HUNTER,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance establishing sidewalk line on the east side of Hoyne avenue, between Hastings and 14th streets, submitted a report recommending the passage of the same.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance establishing sidewalk line on Hoyne avenue, between Hastings and 14th streets, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the sidewalk line on the east side of Hoyne avenue, between Hastings and 14th streets, be and it is hereby established at four (4) feet from the lot line.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall be in force and effect from and after its passage.

THOS. M. HUNTER,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance vacating alley in Block 6, Central Avenue sub., and an ordinance ratifying and approving deed of vacation in Block 42, Norwood Park, submitted a report recommending that the same be placed on file.

Ald. Hunter moved to concur in the report.

The motion prevailed.

#### HEALTH DEPARTMENT.

The Committee on Health Department, to whom was referred an ordinance amending the Revised Municipal Code re. hospitals, submitted a report recommending the passage of the same as amended.

Ald. Reinberg moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Health Department, to whom was referred ordinance amending Revised Municipal Code in re. Hospitals, having had the same under advisement, beg leave to report and recommend that the ordinance do pass as amended.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Article XIII of Chapter XXXII, relating to hospitals, of the "Revised Code of Chicago" be and the same is hereby amended to read as follows:

1102. SECTION 2. (Permit—Location—Treatment.) It shall be unlawful for any person, firm, association or corporation other than the regularly constituted authorities of the United States, the State of Illinois, the County of Cook, or the City of Chicago, to open, conduct, manage or maintain any hospital as herein after defined within the corporate limits of Chicago without first obtaining a license therefor as hereinafter provided. Any person, firm, association or corporation desiring such license shall apply in writing to the Commissioner of Health and shall truly state in said application the location or proposed location of such hospital, the purpose for which it is to be opened, conducted or maintained; the accommodations or proposed accommodations for the inmates thereof; the nature and kind of treatment given or proposed to be given therein and the name and address of the chief physician, surgeon, or attending chief physician or surgeon, or board of physicians or surgeons attendant therein.

1103. SECTION 3. (Inquiry—License—Fee—Construction.) It shall be the duty of the said Commissioner of Health upon the presentation of such application to make or cause to be made strict inquiry into the facts set out in such application,

and if upon such inquiry he shall find such hospital is or is intended to be so constructed as to afford proper accommodations for the care of the persons received or proposed to be received therein, and that the chief physician or surgeon, or intended chief physician or surgeon, or board of physicians or surgeons thereof, gives or is under agreement thereafter to give such attendance therein as does or will render him or them responsible, professionally, for the medical or surgical treatment given or to be given to any and all persons therein, and that such chief physician or surgeon, or board of physicians or surgeons is regularly authorized to act as such under the laws of the State of Illinois; then the said Commissioner of Health shall recommend to the Mayor that a license be issued in the name of the City of Chicago to such applicant to open, conduct, manage or maintain for the current municipal year a hospital at the place, in the manner, and for the purpose in such application set forth. Such license shall be issued by the City Clerk on notice from the City Collector that a license fee at the rate of one hundred dollars per annum has been received from the applicant.

*Provided,* That if any hospital comes within any one of the classes of hospitals which may be required by ordinance to obtain the written consents of certain property owners before it may be maintained, conducted or managed in a designated locality, then an exact copy of such consents shall be filed with the Commissioner of Health, as a further requirement, before a license under this ordinance shall issue to the hospital.

*Provided, further,* that if an affidavit is made by the applicant for such hospital license that the said hospital is and is to be supported wholly by voluntary contributions, then an inquiry shall be made into the facts set forth in such affidavit by the Commissioner of Health, and upon his recommendation the license fee of one hundred dollars may be remitted.

1104. **SECTION 4.** (Accommodations for Patients.) In every such hospital each room occupied or to be occupied by patients shall be of such dimensions as to give each patient not less than 800 cubic feet of space; every room shall have at least one window connecting with the external air for each two beds; said window shall be of such dimensions as shall secure to each patient at least 2,400 cubic feet of fresh air per hour by natural ventilation, or in case said window shall not secure said 2,400 cubic feet of air per hour by natural ventilation, then each room shall additionally be fitted with such appliances for ventilation as shall secure to each patient in said room at least 2,400 cubic feet of fresh air per hour. Each bed shall have at least eighty square feet of floor space. Each ward or wing in said hospital shall have running water furnished in one or more places either in said ward or convenient thereto so that the same may be adequate and convenient to the occupants thereof; the plumbing, water closets, bath rooms and other sanitary appliances and conditions shall be constructed in accordance with the city ordinances relating to these matters and shall be subject to the approval of the Commissioner of Health. The building shall have the floor of the cellar properly cemented so as to be water tight; the halls of each floor shall open to the external air with suitable windows and shall have no room or other obstruction at the end unless sufficient light or ventilation is otherwise provided for said hall in a manner approved by the Commissioner of Health; and the building as a whole shall be provided with adequate and proper fire escapes, stairways or inclines or exits, all of which shall be approved by the Commissioner of Buildings. There shall be provided in each building a suitable room or rooms approved by the Commissioner of Health to be used for the isolation of cases of contagious, infectious, epidemic or communicable diseases that may be found in the hospital; and a suitable room or

rooms approved by the Commissioner of Health for the proper care of the dead pending their removal.

1105. (Body of Patient Dying in Hospital Not to Be Removed.) No person acting as superintendent, manager, or who is otherwise in charge or control of any hospital, nor any person connected with any hospital in any capacity whatsoever, as nurse, physician or attendant, shall order, permit or allow the body of any patient or person who has been under treatment in such hospital, and who shall have died therein, to be removed from such hospital to any undertaking establishment at any time within twenty-four hours after the hour of death, unless the removal of such body has been authorized in writing by some member of the immediate family of such deceased person, or by some other person legally authorized to order or permit such a removal, and no such body shall be removed otherwise than in accordance with the ordinances of the city governing and concerning the removal of dead bodies.

1106. (Report Each Month.) It shall be the duty of every such person or corporation licensed as aforesaid to open, conduct or maintain a hospital within the city, to make a report to said Commissioner of Health, on or before the fifth day of each calendar month, showing a complete record of such hospital during the preceding month, including the number of inmates received, discharged or dead during the month, cause of death, and such other information as may be necessary to an intelligent sanitary supervision of the establishment; such record to be furnished on blanks prepared and supplied by the Commissioner of Health, verified by the affidavit or affirmation of the chief physician or surgeon or superintendent attendant therein.

1107. (Inspection—Revocation of License.) Every hospital conducted, maintained or managed by any person or corporation licensed as aforesaid shall at all times be open to the inspection of said Commissioner of Health, or his duly ap-

pointed assistants or inspectors; and the Commissioner of Health is authorized and empowered to inspect the same, or cause inspection thereof to be made, whenever and as often as he may deem proper; and if, upon such inspection, he shall find the same to be conducted, managed or maintained in violation of the terms of the application for the license under which the same was opened, conducted, managed or maintained, or in violation of any of the provisions of this article, or any of the health or sanitary ordinances, rules or regulations of said city, then and in that event, he shall recommend to the Mayor the revocation of any such license issued for the opening, conducting, managing or maintaining of the same. And the Mayor shall revoke such license upon such recommendation, or for any other good and sufficient cause.

1108. (Penalty.) Any person or corporation other than the regularly constituted authorities of the United States, the State of Illinois, County of Cook or City of Chicago, opening, conducting, managing or maintaining a hospital as hereinafter defined within the city, without first having obtained a license therefor, as provided in this article; or after revocation of such license under the authority conferred by this article; or in violation of any of the provisions of this article, shall be fined not less than one hundred dollars nor more than two hundred dollars for each offense;

*Provided*, That in the event of a conviction of any such person or corporation, for a violation of any of the provisions of Section 1104, it shall be the duty of the Commissioner of Health, and he is hereby authorized and empowered, to close such hospital conducted, managed or maintained by any such person or corporation convicted as aforesaid, and to cause its vacation pending the repairs, alterations or additions necessary to make it safe and proper for the occupancy of its inmates and to make it comply with the terms of Section 1104.

And any violation of any of the provis-

ions of this article other than said Section 1104, if continued after the first offense, shall for every day of such continuance be punished by an additional fine of not less than fifty dollars nor more than one hundred dollars.

1109. (Hospital Defined.) For the purpose of this article a hospital is hereby defined to mean any institution or place used for the reception or care, temporary or continuous, of two or more sick, injured or dependent persons, including women awaiting confinement; or used for the treatment of two or more persons suffering from or afflicted with any mental or physical disease or bodily injury; including all hydropathic and massage institutions.

This ordinance shall take effect and be in force from and after its passage.

PETER REINBERG,

*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance regulating and licensing restaurants, submitted a report recommending the passage of the same.

Ald. Reinberg moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Health Department, to whom was referred ordinance regulating and licensing restaurants, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

#### AN ORDINANCE

Providing for the regulating and licensing of the keeping of restaurants.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. No person, firm or corporation shall exercise within the City of Chicago the business of keeping a restau-

rant without first procuring a license as hereinafter required, and paying therefor a fee of twenty-five dollars (\$25.00) per annum.

**SECTION 2.** The Mayor of the City of Chicago shall, from time to time, issue licenses authorizing the keeping of restaurants within the said city in the manner following, and not otherwise:

Any person, firm or corporation, desiring a license to keep a restaurant, shall make written application for that purpose to the Commissioner of Health, in which shall be described the premises wherein such restaurant is proposed to be kept, and their location. Said application shall be accompanied by evidence that the applicant, if an individual, all the members of a firm, if a copartnership, and the person or persons in charge of the business, if a corporation, is or are persons of good character and reputation, and also that the premises where such restaurant is proposed to be kept are proper and suitable for that purpose from a hygienic and sanitary standpoint.

The Commissioner of Health shall thereupon submit to the Mayor the said application, with the evidence aforesaid, with his opinion as to the propriety of granting such license, and if the Mayor shall be satisfied that the persons before mentioned are of good character and reputation, and are suitable persons to be authorized to keep a restaurant, and that the premises where it is proposed to keep said restaurant are proper and suitable for the purpose, from a hygienic and sanitary standpoint, he shall issue a license in accordance with such application, upon such applicant filing a bond payable to the City of Chicago in the penal sum of five hundred dollars (\$500.00), with surety to be approved by the Mayor, conditioned that the licensed person, firm or corporation shall faithfully observe and obey all the laws of the State of Illinois, this ordinance, and all ordinances of the City of Chicago, now in force or which may hereafter be adopted relative to the keeping of restaurants.

**SECTION 3.** Every such applicant, on compliance with the aforesaid requirements, and the payment in advance to the City Collector at the rate of twenty-five dollars (\$25.00) per annum, shall receive a license, under the corporate seal, signed by the Mayor and countersigned by the Clerk, which shall authorize the person, firm or corporation therein named to keep a restaurant at the place designated in the license.

**SECTION 4.** Such license may be issued for the unexpired portion of a municipal year, upon payment in advance at the rate of twenty-five dollars (\$25.00) per year, and proof furnished by the Commissioner of Health to the City Collector that the applicant was not liable for license fee, and kept no restaurant without a license after the taking effect of this ordinance, and prior to the date fixed in his application; but no such license shall, in any case, extend beyond the municipal year.

**SECTION 5.** Every person, firm or corporation licensed to keep a restaurant, shall immediately post the said license, or cause it to be posted, and at all times keep it posted in a conspicuous place within the premises where such restaurant is thereby authorized to be kept; any person violating the provisions of this section, or who, not being properly licensed, shall cause or permit any paper or document purporting to be a license to be or remain posted as aforesaid, shall, on conviction, be fined not less than ten dollars (\$10.00), nor more than one hundred dollars (\$100.00).

**SECTION 6.** It shall be the duty of every keeper of a restaurant to at all times keep the premises, wherein such restaurant is located, clean and in a proper hygienic and sanitary condition; all utensils, appliances, vessels, receptacles, refrigerators, pantries, rooms, or any other place or thing whatsoever, which is or are used for the purpose of storage, preparation, cooking or serving foods, must at all times be kept in a



clean, wholesome and sanitary condition; no decayed, decaying, unwholesome or impure food of any kind whatsoever, shall be kept, sold, offered for sale or served in any such restaurant. Every person violating any of the provisions of this section, shall, on conviction thereof, be fined not less than twenty-five dollars (\$25.00) nor more than two hundred dollars (\$200.00).

**SECTION 7.** It shall be the duty of the Commissioner of Health, and he is hereby authorized and empowered, from time to time, to inspect and examine all premises wherein restaurants are conducted, for the purpose of ascertaining whether this ordinance, and all ordinances of the City of Chicago, and laws of the State of Illinois, relative to the keeping of restaurants, are being complied with at such place; and it shall be his duty to cause all such ordinances and laws to be strictly enforced. It shall be the duty of every keeper of a restaurant to permit such inspections to be made, and, when required, to furnish samples of any foods kept, sold or offered for sale or served in such restaurant, which samples shall be examined or analyzed by or under the direction of said Commissioner of Health, and a record of such examination or analysis shall be made and kept on file in his office.

**SECTION 8.** Any license so granted may be revoked by the Mayor, by notice in writing, whenever it shall appear to his satisfaction that the party so licensed shall have violated the provisions of any law of the State of Illinois, or of this or any other ordinance of the City of Chicago, relating to the keeping of restaurants, or any condition of the bond aforesaid.

**SECTION 9.** Any person, firm or corporation who shall hereafter keep a restaurant at any place within the City of Chicago, without having first procured a license as hereinbefore provided, shall be fined not less than twenty-five dollars (\$25.00) nor more than two hundred dol-

lars (\$200.00), and a further sum of twenty-five dollars (\$25.00) for each and every day such person, firm or corporation shall persist in such violation after conviction for the first offense.

PETER REINBERG,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance amending the Revised Municipal Code re. spitting in public places, submitted a report recommending the passage of the same.

Ald. Reinberg moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Health Department to whom was referred ordinance amending Revised Municipal Code in re. spitting on sidewalks, etc., having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended by striking therefrom Section 1493 and substituting therefor a section to be known and numbered as Section 1493, which shall read as follows:

"No person shall spit upon any public sidewalk or upon the floor of any public conveyance or of any theater, hall, assembly room, public building, or building where any considerable number of people gather or assemble together.

"Every person, firm or corporation owning or operating any public conveyance for the transportation of passengers within the city and every corporation or person owning, leasing or conducting any such building within the city limits shall cause to be posted and kept posted at all times in a conspicu-

ous place within said public conveyance or building a suitable sign or placard bearing the following legend and no other: Spitting is prohibited upon sidewalks, in public conveyances, theaters, halls, assembly rooms, public buildings, or buildings where any considerable number of people gather or assemble together, and in all similar places.

"Offenders are liable to arrest and fine under an ordinance of the City of Chicago."

"Said signs or placards shall be uniform in size and typography with the standard sign or placard to be seen in the office of the Commissioner of Health.

"Such a sign or placard shall also be posted and kept posted upon the outside of all patrol boxes within the city limits.

"It shall be the duty of every member of the police force to enforce the provisions of this ordinance.

"Every person violating the provisions of this ordinance shall, upon conviction, be fined in a sum of not less than one dollar nor more than five dollars."

SECTION 2. This ordinance shall be in effect from and after its passage and due publication.

PETER REINBERG,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an order for an ordinance prohibiting the playing of college football in this city and an order on the Commissioner of Health to prepare a loading platform for dead animals, submitted a report recommending that the same be placed on file.

Ald. Reinberg moved to concur in the report.

The motion prevailed.

#### FIRE DEPARTMENT.

The Committee on Fire Department,

to whom was referred an ordinance regulating the hours of duty of members of the Fire Department, submitted a report recommending that the ordinance be referred to the Committee on Finance, with the recommendation that it receive their favorable consideration.

Ald. Potter moved to concur in the report.

The motion prevailed.

ALSO,

The same Committee, to whom was referred an order for additional firemen and an increase of salary for members of the Fire Department, submitted a report recommending that the same be referred to the Committee on Finance.

Ald. Potter moved to concur in the report.

The motion prevailed.

#### TRACK ELEVATION.

The Committee on Track Elevation, to whom was referred an amendatory ordinance for a continuation of Stewart avenue by a subway from Twenty-third street to Twenty-third place under the P., Ft. W. and C. Ry., submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Dever moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, October 24, 1905.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Special Committee on Track Elevation, to whom was referred an amendatory ordinance for a continuation of Stewart avenue by a subway from Twenty-third street to Twenty-third place, under the Pittsburgh, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, having had the same under advisement, beg leave to report and recommend the accompanying ordinance as a substitute

for the ordinance presented June 12, 1905, for passage.

February 5, 1906.

*Hon. Wm. H. Dever, Chairman, Committee on Track Elevation:*

DEAR SIR—In the matter of Amendatory Ordinance for the continuation of Stewart avenue by subway from 23d street to 23d place, under which the city vacates the stub end of Stewart avenue, and part of an alley in Lot 13, Block 4, Archer's Addition to Chicago, I beg to say that it is the opinion of the Committee on Compensation, based upon information furnished by the City Track Elevation Expert, that no compensation should be charged for this vacation.

It appears that the land vacated will not equal in value the cost of the change of elevation, which provides for a subway between 23d street and 23d place, and, as such subway is a matter of public necessity, according to the report of the Track Elevation Expert, and the testimony of the aldermen from the ward, the Committee on Compensation inclines to the belief that the public is gainer by the exchange.

Truly yours,

B. W. SNOW,

*Chairman Committee on Compensation.*

#### AN ORDINANCE

To amend an ordinance entitled "An ordinance entitled An Ordinance requiring the Pittsburg, Fort Wayne and Chicago Railway and its lessee the Pennsylvania Company, and the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company to change the plane of certain of their road-bed and railway tracks within the City of Chicago," passed June 18, 1900, and published on pages 618 to 645 inclusive, and amended March 16, 1903, and published on pages 2691 to 2695 inclusive, and amended October 19, 1903, and published on page 1309, and amended

February 24, 1904, and published on pages 2362 to 2364 inclusive, and amended January 9, 1905, and published on page 2054 to 2055 inclusive, and further amended March 13, 1905, and published on pages 3054 to 3056 inclusive of the official records of the Council Proceedings of the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An Ordinance requiring the Pittsburg, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, and the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company to change the plane of certain of their roadbed and railway tracks within the City of Chicago," passed June 18, 1900, and published on pages 618 to 645 inclusive, and amended March 16, 1903, and published on pages 2691 to 2695 inclusive, and amended October 19, 1903, and published on page 1309, and amended February 24, 1904, and published on pages 2362 to 2364 inclusive, and amended January 9, 1905, and published on pages 2054 and 2055 inclusive, and further amended March 13, 1905, and published on pages 3054 to 3056 inclusive of the official records of the Council Proceedings of the City of Chicago, said last amendment be, and the same is hereby further amended as follows:

Amend said amendatory ordinance of March 13, 1905, right hand column, in the 4th line from the top of page 3055, by striking out the word "street" and inserting in lieu thereof the word "place." Same page and column in the 13th line, after the word "Company" strike out the "," and insert in lieu thereof "and the Vierling, McDowell and Company." In the 16th line strike out the word "street" and insert in lieu thereof the word "place." In the 28th line strike out the word "street" and insert the following: "place not less than 10.0 feet above city

datum, thence continuing north on a descending gradient of about 0.70 per centum for a distance of about two hundred and sixty-five (265) feet to a connection with the roadway paving in Twenty-third street." Same page and column in the 10th line from the bottom of the page after the word "Company" insert "and the Vierling, McDowell and Company."

Also amend page 3056, in the left hand column after the word "feet" in the 7th line from the top of the page by inserting the following: "Where the roadbed and east main track of said railway company and the single railroad switch track of the Vierling, McDowell and Company are located between the north line of Twenty-third place and the south line of Twenty-third street, said roadbed and tracks may be supported and upheld by stone or concrete masonry or upon a row of iron or steel columns placed on the east line of Stewart avenue, or if preferred, the row of iron or steel columns may be placed within the sidewalk space not to exceed seven (7) feet west of the east line of Stewart avenue. If iron or steel columns are used, said columns to be braced together laterally and erected on and anchored to masonry foundations. Between the south line of Twenty-third street and the north line of Twenty-third street said roadbed and tracks to be supported and upheld by steel columns placed one in the center of the Twenty-third street roadway and one to be placed on the inside of each curb line. All to be in line with the columns of the Twenty-third street subway."

Same page and column in the 9th line from the top of the page, strike out the word "street" and insert in lieu thereof the word "place."

SECTION 2. In consideration of the acceptance of this amendatory ordinance by the Pittsburgh, Fort Wayne and Chicago Railway, or its lessee the Pennsylvania Company, and the opening of Stewart avenue underneath its roadbed

and tracks from Twenty-third street to Twenty-third place, the City of Chicago hereby vacates the fourteen (14) foot alley from the east line of Stewart avenue to a point eleven (11) feet east of the west line of lot thirteen (13), and that part of Stewart avenue heretofore known as west thirty-three (33) feet of lot forty (40), block four (4), Archer Addition to Chicago, north half (N.  $\frac{1}{2}$ ), southwest (S. W.  $\frac{1}{4}$ ) quarter, and south half (S.  $\frac{1}{2}$ ), northwest (N. W.  $\frac{1}{4}$ ) quarter, and south eighty-three (S. 83) feet of north half (N.  $\frac{1}{2}$ ), northwest (N. W.  $\frac{1}{4}$ ) quarter, northeast (N. E.  $\frac{1}{4}$ ) quarter, Section 28, Township 39 North, Range 14.

Vierling, McDowell & Company shall within four (4) months after the passage and approval of this ordinance procure and dedicate for the purpose of a public alley, the east fourteen (14) feet of lot thirteen (13), block four (4), Archer Addition to Chicago, north half (N.  $\frac{1}{2}$ ), southwest (S. W.  $\frac{1}{4}$ ) quarter, and south half (S.  $\frac{1}{2}$ ), northwest (N. W.  $\frac{1}{4}$ ) quarter, and south eighty-three (S. 83) feet of north half (N.  $\frac{1}{2}$ ), northwest (N. W.  $\frac{1}{4}$ ) quarter, northeast (N. E.  $\frac{1}{4}$ ) quarter, Section 28, Township thirty-nine (39) North, Range fourteen (14), all in accordance with plat hereto attached.

SECTION 3. All the provisions of the ordinance of June 18, 1900, and the amendatory ordinances mentioned in Section 1 of this ordinance hereby amended, shall apply to all things provided for and embraced in this ordinance unless otherwise herein specially provided; and the rights, obligations, powers and duties of the city and the Pittsburgh, Fort Wayne and Chicago Railway and its lessee the Pennsylvania Company, and the Pittsburgh, Cincinnati, Chicago and St. Louis Railway Company shall be the same in all respects as if said ordinance of June 18, 1900, and the amendatory ordinances mentioned in Section 1 of this ordinance had originally contained all the matters and things cor

tained in this ordinance. The said ordinance of June 18, 1900, and the amendatory ordinances mentioned in Section 1 of this ordinance, and this ordinance shall be construed together the same as if they had been contained in said ordinance hereby amended.

**SECTION 4.** This ordinance shall take effect from and after its passage and approval, provided, however, that the same shall be null and void if said Pittsburgh, Fort Wayne and Chicago Railway, or its lessee, the Pennsylvania Company, shall not within sixty (60) days from the passage and approval of this ordinance file with the City Clerk of the City of Chicago, an agreement duly executed, whereby said railway companies shall undertake to do and perform all the matters and things required of them by this ordinance. After the filing of said agreement as aforesaid, this ordinance shall be binding upon the city and said Pittsburgh, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, and shall not be materially modified or amended without the consent of said railway companies. But nothing in this ordinance contained shall be deemed a waiver or surrender of the police powers of the City of Chicago or deprive the city of the right to properly exercise such power.

WILLIAM E. DUNN,  
*Chairman.*

#### **UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.**

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of Lars Hansen for damage to property, deferred and published January 29, 1906, page 2347.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Corporation Counsel be and he is hereby authorized and directed to allow a judgment to be taken against the city in favor of Lars Hansen in the sum of Eight Hundred Dollars (\$800.00) same to be in full of all claims for damages of whatever kind or nature done to property located at the corner of Grand and Homan avenues, and known as Nos. 1641 and 1643 Grand avenue, on account of track elevation.

This action is taken in accordance with the opinion of the Corporation Counsel.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim John P. Coyne for personal injuries, deferred and published January 29, 1906, page 2347.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culberton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty,

Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the City Attorney be and he is hereby authorized and directed to allow judgment to be taken against the city in favor of John P. Coyne in the sum of three hundred six dollars (\$306.00), same to be in full of all claims of whatever kind or nature, arising from an injury received by said John P. Coyne October 30, 1904, at the Jackson Street Bridge while in the employ of the city.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary, on an ordinance in re. amendments to boiler inspection and smoke ordinance, deferred and published January 29, 1906, page 2351.

Ald. Foreman moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 2211, 2218 and 2222 of the Revised Municipal Code of Chicago of 1905 be and the same are hereby amended to read as follows:

2211. (Board of Inspectors of Steam Boilers and Steam Plants—to inspect City and Board of Education boilers.) The Chief Inspector of Steam Boilers and Steam Plants, the Supervising Mechanical Engineer and Deputy Inspector of Steam Boilers and Steam Plants, and the Chief Smoke Inspector shall constitute the Board of Inspectors of Steam Boilers and Steam Plants. The Chief Inspector of Steam Boilers and Steam Plants shall be chairman of said board, and the Supervising Mechanical Engineer and Chief Deputy Inspector of Steam Boilers and Steam Plants shall be secretary of said board. Any two members of said board shall constitute a quorum. Said board shall have the same power over all steam boilers and steam plants owned or operated by the city, or the board of education, as over all other steam boilers and steam plants in said city; and all steam boilers and steam plants owned, operated, or controlled by the city or by the board of education of said city, shall be subject to the requirements of this chapter; and it shall be the duty of said Board of Inspectors of Steam Boilers and Steam Plants to inspect at least once in each year all of such steam boilers and steam plants as are owned, operated, or controlled by the city, or by said board of education and also to preserve a record of the condition of such steam boilers or steam plants as shown by such inspection. No fee shall be charged or paid to said department nor to any employe under said department, for the inspection of any steam boiler or steam plant or for the cer-

tificate of inspection issued by said department for any steam boiler or steam plant owned, operated, or controlled by said city.

2218. (Exceptions.) The provisions of this chapter relating to the inspection of boilers, generators or other apparatus carrying other than city pressure shall not apply to such boilers, generators or apparatus while in use or installed in any locomotive, steam or tug boat. The provisions of this chapter relating to the inspection of steam boilers, generators or other apparatus carrying other than city pressure shall be held to apply to any such steam boiler, generator or apparatus in use or installed in any steam roller, steam derrick, steam pile driver, automobile or other movable structure or contrivance of any kind whatsoever used within the city; Provided, however, that this ordinance shall not apply to boilers, generators or other apparatus used in private residences for generating steam solely for heating purposes; and for the purpose of this ordinance flat buildings or apartment buildings with more than three apartments shall not be classed as private residences, and any steam boiler, generator or other apparatus used for generating steam in flat buildings or apartment buildings having more than three flats or apartments shall be subject to inspection as hereinbefore provided.

2222. (Fees)—The fees for inspection of steam boilers and other apparatus under this chapter shall be as follows:

Class A. Including steam boilers, tanks, jacket-kettles, of a capacity of seventy-five gallons or over, generators, or other apparatus under a pressure exceeding ten pounds per square inch in plants where only one such apparatus is used, five dollars each.

Class B. Steam boilers, generators, or superheaters under pressure exceed-

ing ten pounds per square inch in plants where more than one such is used, five dollars for the first and three dollars for each additional apparatus.

Class C. Tanks and jacket-kettles, of a capacity of seventy-five gallons or over, under pressure in plants where more than one such tank or jacket-kettle is used, one dollar each for all after the first.

Class D. All low-pressure steam boilers as herein described in this chapter, three dollars each.

Class E. The fee for a permit for a new steam plant or for additions to an old plant shall be five dollars for each boiler or tanks to be used under pressure of for the addition or rebuilding of any smokestack or chimney or for any material alteration or change made in such plant. The fee for the inspection of steam boilers and other apparatus above provided for shall be double the respective amounts above specified when an inspection is made on Sunday or any legal holiday at the request of the person or corporation owning or operating said steam boilers or other apparatus.

All fees provided for in this chapter shall be paid to the City Collector.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary on an ordinance in re. the licensing of lake craft, deferred and published January 29, 1906, page 2352.

Ald. Foreman moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cul-

lerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** No person, firm or corporation shall hire out, use or keep for hire, or cause to be kept or used for hire any steam vessel or steam pleasure boat for the purpose of conveying or carrying passengers for hire in or about the harbor of the City of Chicago; or hire out, use or keep for hire, or cause to be kept or used for hire within the limits of the City of Chicago, any sail boat or row boat, without first having obtained a license for each and every such boat.

**SECTION 2.** All applications for license shall be made to the Mayor, and upon the payment by such applicant to the City Collector of a license fee, as hereinafter fixed, a license shall thereupon issue to such applicant; Provided, the Mayor shall consider such applicant or applicants suitable and proper person or persons to be granted such license. The Mayor may for cause revoke any or all such licenses.

**SECTION 3.** There shall be charged and paid to the City of Chicago, on issuing said licenses, by the parties to whom they may be granted, the following sums:

For all said steam vessels or steam sailing boats, each, the sum of twenty-five dollars per annum.

For all said sail boats, each, the sum of ten dollars per annum.

For all said row boats, each, the sum of two dollars per annum.

**SECTION 4.** All licenses so granted for such sail boats and row boats shall particularly designate the place where the same shall be kept for hire, which place shall be fixed by the mayor, and no person or persons shall carry on said business at any other place than the one designated in such license.

**SECTION 5.** Every sail boat and every row boat kept for hire shall have the number of the license thereof marked on the outside of such boat in plain, legible figures not less than two inches in length and one-quarter inch in width.

**SECTION 6.** No person within the City of Chicago with or without license, shall let for hire, or loan, or allow any minor to use any sail boat or row boat upon Lake Michigan, without the written consent of the parent or guardian of said minor.

**SECTION 7.** Any person or persons who shall violate any of the provisions of this ordinance shall be subject to a fine of not less than five dollars nor more than one hundred dollars for each offense.

**SECTION 8.** This ordinance shall take effect and be in force from and after its passage.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary on an order to consider the question of amending the Revised Municipal Code of 1905 in re. muzzling dogs, deferred and published January 29, 1906, page 2353.

Ald. Foreman moved to concur in the report and pass the ordinance therewith.

Ald. Werno moved to place the ordinance on file.

Ald. Foreman moved to lay the motion on the table.

The motion to table was lost by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-



ing, Pringle, Foreman, Richert, Dailey, Potter, Young, Bennett, Jones, Kunz, Stewart, Schmidt (24th ward), Raymer, Larson, Wendling, Bradley, Bihl, Ruxton—21.

**Nays**—McCormick (5th ward), Martin, Snow, Moynihan, Fick, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Burns, O'Connell, Badenoch, Eidmann, Hunt, Kohout, Hunter, Race—42.

Thereupon the ordinance was placed on file.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary on amendments to the Revised Municipal Code of 1905 in re plumbing, deferred and published December 4, 1905, page 1785.

Ald. Larson moved to concur in the report and pass the order therewith.

Ald. Martin moved that further consideration of the matter be deferred to the next regular meeting to be held after the meeting of February 8, 1906.

The motion prevailed.

The Clerk, on motion of Ald. Young, presented the report of the Committee on Gas, Oil and Electric Light on an ordinance in favor of Brunswick, Balke Collender Company for reduction of rental for conduit space, deferred and published January 15, 1906, page 2162.

Ald. Young moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cul-

lerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 2176 of the Revised Municipal Code of Chicago of 1905 be, and the same is hereby amended so as to read as follows:

Any person or corporation leasing space in any city conduit, or part thereof, or connection thereto, under the authority of this Article, shall pay to the city, as rental for such use, at the rate of one thousand dollars (\$1,000.00) per year per mile per duct of two and one-half (2½) inches diameter; where the ducts are larger or smaller than two and one-half (2½) inches in dimension a proportionate charge per mile per duct shall be based on the area of the cross section of the duct leased; Provided, that when a small wire or cable is to be placed in the leased duct, requiring only a small part of the duct space, and such use will not prevent the placing of other wires or cables therein, then the charge shall be based on the area of the cross section of that part of the duct used.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

The Clerk, on motion of Ald. Young, presented the report of the Committee on Gas, Oil and Electric Light on an ordinance in favor of Louis Weber & Co. for electrical conductors, deferred and published January 22, 1906, page 2276.

Ald. Young moved to amend the ordinance as follows:

Amend Section 8 by striking out the word "instalment" in the first line at the top of the page of said Section, and by inserting in lieu thereof the word "installment."

Also amend said Section 8 by inserting the word "shall" before the word "terminate" in next to the last line of said Section.

The motion prevailed.

Ald. Young moved to pass the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Konout, Hunter, Race.—87.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby granted to Louis Weber, Henry L. Weber and Jacob Weber, and to such of them as during the term hereof constitute the co-partnership of Louis Weber & Co., to lay, construct, maintain and operate electrical conductors underneath the surface of and under the sidewalk space on each side of Clark street, beginning at the north line of Harrison street, at its intersection with

Clark street, north to the south line of Van Buren street at its intersection with Clark street and connecting with and to all adjoining property abutting on said Clark street, between said north line of Harrison street and the south line of Van Buren street. And also under the sidewalk space on each side of, and under the surface of Van Buren street and under and across all intersecting streets and alleys within the side lines of said Van Buren street extended, within that part of Van Buren street, beginning at the west line of Dearborn street at its intersection with Van Buren street, and extending to the east line of LaSalle street, at its intersection with Van Buren street, and connecting with and to all adjoining property abutting on said Van Buren street, between said east line of LaSalle street and the west line of Dearborn street.

All electrical conductors and wires to be laid or installed under the authority of this ordinance shall be placed underground and be laid and installed in conformity with the ordinances of the City of Chicago governing such installation or construction now in force, or which may hereafter be passed. The location of all of said wires or electrical conductors to be laid or installed under the authority herein contained are more particularly shown on a plat showing the location of each pipe or conduit laid, and the location of manholes and all other openings to gain access to said pipes or conduits, attached hereto and made a part hereof and to which express reference is hereby made; a duplicate of which plat shall be filed by the grantees herein with the Commissioner of Public Works before the installation or the construction of the work herein authorized.

The construction and maintenance hereby authorized is for the purpose of supplying electricity for light, heat and power to buildings and occupants of such buildings within the territory hereinabove described; and it is expressly

understood and agreed to by the grantees herein that the charges for such electrical service shall not exceed the sum of ten (10) cents per kilowatt hour; and provided further that the right is expressly reserved to the City of Chicago to make any reasonable regulation of the rates charged by said grantees below ten (10) cents per kilowatt hour.

SECTION 2. The rights and privileges hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto by the revocation of the said rights and privileges by the Mayor at his discretion, whereupon this ordinance shall become null and void.

SECTION 3. The location of all wires and conductors hereby authorized shall be subject to the approval of both the Commissioner of Public Works and the City Electrician, and none of the work, construction or installation hereby authorized shall be commenced until such approval of said officials shall be obtained in writing; and the construction hereby authorized it is agreed may be changed or removed at any time upon the direction of the Mayor of the City of Chicago.

It is further expressly provided that in any conduits laid by said grantees herein, under the provisions of this ordinance, there shall be reserved to the City of Chicago two (2) ducts for the use of said City, and provision shall be made so that said City of Chicago may conveniently and safely operate the same for its own purposes and uses.

SECTION 4. Said grantees shall not construct said pipes or conduits, or in any way disturb the surface of any of the streets or alleys in the territory above described, until they shall have secured the permission of the Department of Public Works or other authorized authority of said city for said work; and whenever said grantees shall make application in writing for such permission and shall comply with the terms and conditions

of this ordinance, it shall be the duty of said department or other proper authority to issue the same.

Said grantees shall do no permanent injury to any of said streets or alleys in the territory above described, or in any manner interfere with any sewer, gas pipe, cable, wire or conduit therein, and shall not open or encumber more of said streets or alleys than shall be necessary to enable them to proceed with advantage in constructing their pipes or conduits.

At the termination of the privileges hereby granted, by lapse of time or otherwise, said grantees shall restore said streets and alleys to their proper condition, safe for public travel, to the satisfaction of the Commissioner of Public Works, so that the portion of said streets and alleys where said pipes or conduits had been located shall be put in the same condition, safe for public travel, as the remaining portion of said streets and alleys in said block.

SECTION 5. Before said grantees shall disturb the surface of any of said streets or alleys they shall deposit with the Commissioner of Public Works such a sum of money as upon investigation the said Commissioner shall deem sufficient to pay for the restoration to as good a condition as the same was in before being disturbed of so much of said streets or alleys as they shall have out of the condition in which the grantees found them at any one time; and said grantees shall promptly restore said streets or alleys, or any portion thereof, to as good a condition as the same was in before being disturbed, and shall maintain the portion so disturbed and repaired in such good condition for the period of two years and do the work of restoration to the satisfaction and approval of the Commissioner of Public Works; whereupon said money so deposited shall be returned to said grantees; but if for any reason the amount of said deposit shall have been insufficient to cover the cost of such work, or if any damage shall

have been done to any underground work or connection or otherwise not contemplated in the original estimate which shall have caused increased expenditure, the amount of deficiency or damage shall be certified to the City Comptroller, who shall collect the same from said grantees herein, and said grantees shall, upon demand, immediately pay the same, and no other permit shall be issued to the grantees herein for any other or additional work until the amount thereof shall have been paid. If said grantees shall neglect or refuse to restore said streets or alleys, or any portion thereof, then the Commissioner of Public Works may, and with the funds so deposited shall, cause the same to be done and shall repay and refund only the surplus, if any, to said grantees.

Said grantees shall not permit said streets or alleys, or any portion thereof, to remain open or encumbered for a longer period than shall be necessary to properly execute the work for which the same shall have been opened or encumbered, and shall erect and maintain suitable barriers and lights to prevent any accidents in consequence of such opening or encumbering of said street or alley, or any portion thereof.

SECTION 6. All pipes, conduits, electrical conductors and other necessary appliances maintained and operated under this ordinance by said grantees shall be of modern excellence, and constructed, maintained and operated in first-class manner; and it is expressly agreed and understood that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force, and especially any ordinance concerning the removal or replacement of any pipes or conduits underground.

It is further agreed that the grantees herein will alter, change and remove from said streets or alleys, or any of them, any or all of their pipes or conduits that may in any way interfere

with the construction and operation of any municipal underground work hereinafter undertaken.

SECTION 7. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantees herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless said City of Chicago, from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city, from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein given; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges and authority herein granted shall thereupon cease.

SECTION 8. Said rights herein granted are upon the express condition that said grantees, as compensation for the privileges conferred by this ordinance, will pay to the City of Chicago during the life of this ordinance, ten per cent (10%) of the gross receipts derived from the distribution and sale of electricity for light, heat or power; and said payment to be made on the first days of January, April, July and October of each year. Each payment shall be accompanied by a statement verified by one of the grantees herein, setting forth accurately and truthfully the gross receipts derived from said distribution and sale of

all electricity for light, heat or power, and for the purpose of enabling the city to inform itself of the grantees' receipts, the City Comptroller, or some person appointed therefor by him, shall have access to the books, papers, accounts and records of all fiscal operations of the grantees at all reasonable and necessary times, and the amount found by said Comptroller or his representative to be the gross receipts of said grantees derived from the sale of electricity for said purposes and for the period under consideration, shall be the amount upon which the said grantees shall pay such compensation. It is hereby expressly provided that if the said grantees, or their assigns, fail to promptly pay any installment of said compensation, the Mayor, at his discretion, may revoke the privileges herein granted, whereupon the said privileges shall terminate and this ordinance becomes null and void.

SECTION 9. It is made an express provision of this ordinance that the said grantees herein shall, within a period of six (6) months from and after the passage of this ordinance, have constructed and in operation a proper plant for the purpose of conveying and distributing electricity for heating, lighting and power purposes within the territory above described.

SECTION 10. This ordinance shall not be in force until the said grantees shall have filed with the City Comptroller a bond, in addition to the bond herein provided for, with sureties to be approved by said City Comptroller, in the sum of ten thousand (\$10,000.00) dollars, conditioned for the maintenance by the said grantees, or their successors, who shall assume all the obligations of this ordinance, of a constant electrical light service to be furnished by electrical apparatus located within the territory described in this ordinance, and also conditioned to secure the payment to the City of Chicago by the said grantees of the ten (10) per cent of the gross re-

ceipts of said grantees in accordance with the terms hereinbefore provided. The said grantees and the said sureties, under the said bond, shall be liable thereunder at any time, if the service herein provided for is not furnished continually and regularly, and under the conditions herein required, or if the payment of said ten (10) per cent of the gross receipts of said grantees is not duly made to the City of Chicago as herein provided. Said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges and authority herein granted shall thereupon cease.

SECTION 11. The grantees herein shall at no time during the life of this ordinance sell, lease or convey the lines of wires, plant, franchise, property, etc., owned or used by them in connection with the permission and authority hereby granted, to any other corporation, firm or person; nor shall said grantees consolidate or combine, directly or indirectly, with any firm, corporation or person so as to unite the lines of wires, plant, franchise, property, etc., used in connection with the authority and permission hereby granted, with the plant or property of any such corporation, firm or person, but said grantees shall at all times during the life of this ordinance maintain and operate the plant, franchise and property herein referred to and used in connection with the authority hereby granted as an independent enterprise and free from any connection with any other corporation, firm or person engaged in a similar occupation.

If said grantees shall not operate said plant for a continuous period of six (6) months, then and in that case the rights and privileges hereby granted may be revoked by the Mayor at his discretion, and thereupon this ordinance shall become null and void.

SECTION 12. It is made an express

provision of this ordinance, and by the acceptance hereof the grantees herein bind themselves faithfully to observe such provision, that there shall be no discrimination in the rates to be charged by said grantees for the use of electricity for light, heat and power as between persons using the same amount of electricity, whether such electricity be used at different hours of the day or during the same hours of the day, and any discrimination in rates charged for the use of electricity by said grantees, directly or indirectly, by reason of rebate or other shift or evasion, shall be considered a violation of the provisions of this ordinance and shall constitute a ground for the revocation of the permission and authority herein given by the City of Chicago.

SECTION 13. Said grantees shall be subject to all the general ordinances of the City of Chicago in relation to the generation, distribution and sale of electricity for light, heat and power purposes now in force or which shall hereafter be in force in relation to the government of the same.

SECTION 14. It is hereby made an express provision of this ordinance that if at any time during the life hereof the City of Chicago shall desire to purchase the plant of the said grantees and the property used by said grantees in carrying out and exercising the privileges herein authorized, the said city shall have the right so to do on the following terms and conditions, to-wit:

Whenever the City of Chicago shall desire to exercise the right of purchase it shall give to said grantees written notice of such intention, and within ninety (90) days from the date of such written notice it shall select and give notice to said grantees of such selection of an appraiser, and within ten (10) days from the date of such notice by the city of such selection by it of an appraiser, the grantees herein shall select and name to the City of Chicago an appraiser, and the two so selected and named shall select a third

person, who shall not be in any way interested in either party, the selection of such third person to be made within ten (10) days from the date of the selecting and naming of the appraiser by the said grantees herein, and the three persons so named and selected as appraisers shall act as a Board of Appraisers for the purpose of ascertaining the value of the plant and property owned and in operation by the grantees herein and which the City of Chicago desires to purchase. In the event that the two persons first named as appraisers shall fail to agree upon a third person to complete said Board of Appraisers, then the Chief Justice of the Circuit Court of Cook County shall name a third person to act as an appraiser, and the appraisal of a majority of said Board of Appraisers shall be final and conclusive upon both the City of Chicago and the said grantees as to the amount to be paid by said city to said grantees for the plant and other property of said grantees which it is desired by the City of Chicago to purchase. It is expressly provided, however, that in making such appraisal, the appraisers shall not consider or take into consideration as an element of value or price in determining their award or appraisal the rights and privileges given in and by this ordinance, but shall consider and appraise solely the value of the plant and the apparatus and electrical conductors used and operated by said grantees in supplying electricity for lighting, heating and power purposes under the provisions of this ordinance. And the said Board of Appraisers, within thirty (30) days from the date of its organization, shall arrive at its award or appraisal, and shall communicate the amount of the same within such thirty (30) days to both the City of Chicago and the said grantees. And the City of Chicago shall within a reasonable time thereafter pay to the said grantees the amount of said award, and upon payment of said amount the grantees shall at once convey to the City of Chicago all property of every nature and description

described in said award. It is provided, however, that the said grantees shall have the right to continue to operate their plant under the provisions of this ordinance up to the time the City of Chicago shall make its payment of the purchase price fixed upon by said appraisers.

SECTION 15. This ordinance shall take effect and be in force from and after its passage and acceptance in writing; provided said acceptance shall be filed with the City Clerk of the City of Chicago within thirty (30) days of the passage of this ordinance and the filing of the bonds hereinbefore provided.

The Clerk, on motion of Ald. Young, presented the report of the Committee on Gas, Oil and Electric Light on an ordinance permitting Charles F. Gunther to lay electrical conductors, deferred and published December 11, 1905, page 1861.

Ald. Young submitted an ordinance and moved it be substituted for the ordinance recommended by the Committee on Gas, Oil and Electric Light.

The motion prevailed.

Ald. Young moved the passage of the substitute ordinance.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinances passed December 18, 1899, and April 9, 1903, amended July 13, 1903, and July 11, 1904, granting permission to Charles F. Gunther to lay, construct, maintain and operate electrical conductors in certain streets and alleys in the City of Chicago, be and the same are hereby amended so as to read as follows:

"SECTION 1. That permission and authority be and the same are hereby granted to Charles F. Gunther to lay, construct, maintain and operate electrical conductors underneath the surface of State street from a point on the west side of said street between Adams and Quincy streets in front of the premises known as 208 to 212 State street, to a point immediately opposite and on the east side of State street, and also in the sidewalk space along both sides of State street, from the north line of Jackson boulevard north to a point two hundred and thirty-five (235) feet north of the north line of Monroe street, with the right to cross all intersecting streets and alleys, and also to run east from underneath the sidewalk space on the east side of said State street along the lot known as 211 to 213 State street, east across the alley between State street and Wabash avenue, and to continue east along lot known as 211 to 213 Wabash avenue to the sidewalk space in front of said lot on the west side of Wabash avenue, and also from underneath the sidewalk space on the east side of said State street along lot known as 225 to 229 State street to and across the alley between said State street and Wabash avenue, and eastward along lot known as 223 to 229 Wabash avenue, and east along said lot to the sidewalk space on the west side of Wabash avenue in front of said lot; also to cross Wabash avenue from in front of lot 223 to 229 Wabash avenue due east across said Wabash avenue to the side-

walk space on the east side of said Wabash avenue and to run along the sidewalk space on both sides of Wabash avenue from the north line of Jackson boulevard to a point twenty-five feet south of the south line of Adams street, and also to run underneath the sidewalk space from the intersection of the north line of Quincy and State streets west underneath the sidewalk space along Quincy street to Dearborn street, thence north along the sidewalk space along the east side of Dearborn street to the south line of Adams street; and also in the alleyway running east and west in the block bounded by State street, Quincy street, Dearborn street and Adams street, for a distance of one hundred (100) feet west from the east end of said alley. All electrical conductors and wires to be laid or installed under the authority of this ordinance shall be placed underground and be laid and installed in conformity with the ordinances of the City of Chicago governing such installation or construction now in force, or which may hereafter be passed. The location of all of said wires or electrical conductors to be laid or installed under the authority herein contained are more particularly shown on a plat showing the location of each pipe or conduit laid, and the location of manholes and all other openings to gain access to said pipes or conduits, attached hereto and made a part hereof and to which express reference is hereby made; a duplicate of which plat shall be filed by the grantee herein with the Commissioner of Public Works before the installation or the construction of the work herein authorized.

The construction and maintenance hereby authorized is for the purpose of supplying electricity for light, heat and power to buildings and occupants of such buildings within the territory hereinabove described; and it is expressly understood and agreed to, by the grantee herein that the charges for such electrical service shall not exceed the sum of ten (10) cents per kilowatt hour;

and provided further that the right is expressly reserved to the City of Chicago to make any reasonable regulation of the rates charged by said grantee below ten (10) cents per kilowatt hour.

SECTION 2. The rights and privileges hereby granted shall cease and determine ten (10) years from and after the date of passage of this ordinance, or at any time prior thereto by the revocation of the said rights and privileges by the Mayor at his discretion, whereupon this ordinance shall become null and void.

SECTION 3. The location of all wires and conductors hereby authorized shall be subject to the approval of both the Commissioner of Public Works and the City Electrician, and none of the work, construction or installation hereby authorized shall be commenced until such approval of said officials shall be obtained in writing; and the construction hereby authorized it is agreed may be changed or removed at any time upon the direction of the Mayor of the City of Chicago.

It is further expressly provided that in any conduits laid by said grantee herein, under the provisions of this ordinance, there shall be reserved to the City of Chicago two (2) ducts for the use of said city, and provision shall be made so that said City of Chicago may conveniently and safely operate the same for its own purposes and uses.

SECTION 4. Said grantee shall not construct said pipes or conduits, or in any way disturb the surface of any of the streets or alleys in the territory above described, until he shall have secured the permission of the Department of Public Works or other authorized authority of said city for said work; and whenever said grantee shall make application in writing for such permission and shall comply with the terms and conditions of this ordinance, it shall be the duty of said department or other proper authority to issue the same.

Said grantee shall do no permanent injury to any of said streets or alleys



in the territory above described, or in any manner interfere with any sewer, gas pipe, cable, wire or conduit therein, and shall not open or encumber more of said streets or alleys than shall be necessary to enable him to proceed with advantage in constructing his pipes or conduits.

At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee shall restore said streets and alleys to their proper condition, safe for public travel, to the satisfaction of the Commissioner of Public Works, so that the portion of said streets and alleys where said pipes or conduits had been located shall be put in the same condition, safe for public travel, as the remaining portion of said streets and alleys in said block.

SECTION 5. Before said grantee shall disturb the surface of any of said streets or alleys, he shall deposit with the Commissioner of Public Works such a sum of money as upon investigation the said commissioner shall deem sufficient to pay for the restoration to as good a condition as the same was in before being disturbed of so much of said streets or alleys as he shall have out of the condition in which the grantee found them at any one time; and said grantee shall promptly restore said streets or alleys, or any portion thereof, to as good a condition as the same was in before being disturbed, and shall maintain the portion so disturbed and repaired in such good condition for the period of two years, and do the work of restoration to the satisfaction and approval of the Commissioner of Public Works; whereupon said money so deposited shall be returned to said grantee; but if for any reason the amount of said deposit shall have been insufficient to cover the cost of such work, or if any damage shall have been done to any underground work or connection or otherwise not contemplated in the original estimate which shall have caused increased expenditure, the amount of deficiency or damage shall be certified to

the City Comptroller, who shall collect the same from said grantee herein, and said grantee shall, upon demand, immediately pay the same, and no other permit shall be issued to the grantee herein for any other or additional work until the amount thereof shall have been paid. If said grantee shall neglect or refuse to restore said streets or alleys, or any portion thereof, then the Commissioner of Public Works may, and with the funds so deposited shall, cause the same to be done and shall repay and refund only the surplus, if any, to said grantee.

Said grantee shall not permit said streets or alleys, or any portion thereof, to remain open or encumbered for a longer period than shall be necessary to properly execute the work for which same shall have been opened or encumbered, and shall erect and maintain suitable barriers and lights to prevent any accidents in consequences of such opening or encumbering of said street or alley, or any portion thereof.

SECTION 6. All pipes, conduits, electrical conductors and other necessary appliances maintained and operated under this ordinance by said grantee shall be of modern excellence, and constructed, maintained and operated in first-class manner; and it is expressly agreed and understood that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force, and especially any ordinance concerning the removal or replacement of any pipes or conduits underground.

It is further agreed that the grantee herein will alter, change and remove from said streets or alleys, or any of them, any or all of his pipes or conduits that may in any way interfere with the construction and operation of any municipal underground work hereinafter undertaken.

SECTION 7. No work shall be done under the authority of this ordinance until

a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless said City of Chicago, from any and all liability, cost, damage or expense, of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city, from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein given; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges and authority herein granted shall thereupon cease.

SECTION 8. Said rights herein granted are upon the express condition that said grantee, as compensation for the privileges conferred by this ordinance, will pay to the City of Chicago during the life of this ordinance, ten per cent (10%) of the gross receipts derived from the distribution and sale of electricity for light, heat or power; and said payment to be made on the first days of January, April, July and October of each year. Each payment shall be accompanied by a statement by the said Charles F. Gunther, the grantee herein, setting forth accurately and truthfully the gross receipts derived from the said distribution and sale of all electricity for light, heat or power, and for the purpose of enabling the city to inform itself of the grantee's receipts, the City Comptroller, or some person appointed therefor by him, shall have access to the books,

papers, accounts and records of all fiscal operations of the grantee at all reasonable and necessary times, and the amount found by said Comptroller or his representative to be gross receipts of said grantee, derived from the sale of electricity for said purposes and for the period under consideration, shall be the amount upon which the said grantee shall pay such compensation. It is hereby expressly provided that if the said grantee, or his assigns, fail to promptly pay an installment of said compensation, the Mayor, at his discretion, may revoke the privileges herein granted, whereupon the said privileges shall terminate and this ordinance become null and void.

SECTION 9. It is made an express provision of this ordinance that the said grantee herein shall, within a period of six (6) months from and after the passage of this ordinance, have constructed and in operation a proper plant for the purpose of conveying and distributing electricity for heating, lighting and power purposes within the territory above described.

SECTION 10. This ordinance shall not be in force until the said grantee shall have filed with the City Comptroller a bond in addition to the bond herein provided for, with sureties to be approved by said City Comptroller, in the sum of ten thousand (\$10,000.00) dollars, conditioned for the maintenance by the said grantee, or his successors, who shall assume all the obligations of this ordinance, of a constant electrical light service to be furnished by electrical apparatus located within the territory described in this ordinance, and also conditioned to secure the payment to the City of Chicago by the said grantee of the ten (10) per cent of the gross receipts of said grantee in accordance with the terms hereinbefore provided. The said grantee and the said sureties, under the said bond, shall be liable thereunder at any time, if the service herein provided for is not furnished continually

and regularly and under the conditions herein required, or if the payment of said ten (10) per cent of the gross receipts of said grantee is not duly made to the City of Chicago as herein provided. Said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in force, then the privileges and authority herein granted shall thereupon cease.

SECTION 11. The grantee herein shall at no time during the life of this ordinance, sell, lease or convey the lines of wires, plant, franchise, property, etc., owned or used by him in connection with the permission and authority hereby granted, to any other corporation, firm or person; nor shall said grantee consolidate or combine, directly or indirectly, with any firm, corporation or person so as to unite the lines of wires, plant, franchise, property, etc., used in connection with the authority and permission hereby granted, with the plant or property of any such corporation, firm or person, but said grantee shall at all times during the life of this ordinance maintain and operate the plant, franchise and property herein referred to and used in connection with the authority hereby granted as an independent enterprise and free from any connection with any other corporation, firm or person engaged in a similar occupation.

If said grantee shall not operate said plant for a continuous period of six (6) months, then and in that case the rights and privileges hereby granted may be revoked by the Mayor at his discretion, and thereupon this ordinance shall become null and void.

SECTION 12. It is made an express provision of this ordinance, and by the acceptance hereof the grantee herein binds himself faithfully to observe such provision, that there shall be no discrimination in the rates to be charged by said grantee for the use of electricity

for light, heat and power as between persons using the same amount of electricity whether such electricity be used at different hours of the day or during the same hours of the day, and any discrimination in rates charged for the use of electricity by said grantee, directly or indirectly, by reason of rebate or other shift or evasion, shall be considered a violation of the provisions of this ordinance and shall constitute a ground for revocation of the permission and authority herein given by the City of Chicago.

SECTION 13. Said grantee shall be subject to all the general ordinances of the City of Chicago in relation to the generation, distribution and sale of electricity for light, heat and power purposes now in force or which shall hereafter be in force in relation to the government of the same.

SECTION 14. It is hereby made an express provision of this ordinance that if at any time during the life hereof the City of Chicago shall desire to purchase the plant of the said grantee and the property used by said grantee in carrying out and exercising the privileges herein authorized, the said city shall have the right so to do on the following terms and conditions, to-wit: Whenever the City of Chicago shall desire to exercise the right of purchase it shall give to said grantee written notice of such intention, and within ninety (90) days from the date of such written notice it shall select and give notice to said grantee of such selection, of an appraiser, and within ten (10) days from the date of such notice by the city of such selection by it of an appraiser, the grantee herein shall select and name to the City of Chicago an appraiser, and the two so selected and named shall select a third person, who shall not be in any way interested in either party, the selection of such third person to be made within ten (10) days from the date of the selecting and naming of the appraiser by the said grantee herein, and the three persons so named

and selected as appraisers shall act as a Board of Appraisers for the purpose of ascertaining the value of the plant and property owned and in operation by the grantee herein and which the City of Chicago desires to purchase. In the event that the two persons first named as appraisers shall fail to agree upon a third person to complete said Board of Appraisers, then the Chief Justice of the Circuit Court of Cook County shall name a third person to act as an appraiser, and the appraisal of a majority of said Board of Appraisers shall be final and conclusive upon both the City of Chicago and the said grantee as to the amount to be paid by said city to said grantee for the plant and other property of said grantee which it is desired by the City of Chicago to purchase. It is expressly provided, however, that in making such appraisal, the appraisers shall not consider or take into consideration as an element of value or price in determining their award or appraisal the rights and privileges given in and by this ordinance, but shall consider and appraise solely the value of the plant and the apparatus and electrical conductors used and operated by said grantee in supplying electricity for lighting, heating and power purposes under the provisions of this ordinance. And said Board of Appraisers within thirty (30) days from the date of its organization, shall arrive at its award or appraisal, and shall communicate the amount of the same within such thirty (30) days to both the City of Chicago and the said grantee. And the City of Chicago shall within a reasonable time thereafter pay to the said grantee the amount of said award, and upon payment of said amount the grantee shall at once convey to the City of Chicago all property of every nature and description described in said award. It is provided, however, that the said grantee shall have the right to continue to operate his plant under the provisions of this ordinance up to the time the City of Chicago shall

make its payment of the purchase price fixed upon by said appraisers."

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage and acceptance in writing; provided said acceptance shall be filed with the City Clerk of the City of Chicago within thirty (30) days of the passage of this ordinance and the filing of the bonds hereinbefore provided.

The Clerk, on motion of Ald. Young, presented the report of the Committee on Gas, Oil and Electric Light on an ordinance granting permission to the Banker's Electric Protective Company to lay and maintain electric conductors, deferred and published January 29, 1906, page 2412.

Ald. Young moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Rife, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

Nays—None.

The following is the ordinance as passed.

#### AN ORDINANCE

Authorizing the Bankers' Electric Protective Company to maintain and operate a line of wires for the transmission of signals by electricity.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and

authority be and they are hereby granted to the Bankers' Electric Protective Company, a corporation organized and existing under the laws of the State of Illinois, to install, construct, maintain and operate a line or lines of electric wires for the transmission of signals for the purpose of carrying on its burglar alarm, fire alarm, sprinkler alarm and watch service systems. The said line or lines of wires shall be installed, repaired and operated in existing conduits, subways and tunnels under any public street, alley and the Chicago river and its several branches; no authority being granted to open any street or alley, or to disturb any pavement for the purpose of constructing any conduits, subways or tunnels in which to install, repair or operate said line or lines of electric wires. If space shall be rented by said Bankers' Electric Protective Company for placing its line or lines of wires therein, nothing herein shall be construed as in any way granting any new or additional rights or privileges to any other person, persons or corporation now using or that may hereafter use any conduit, subway or tunnel under any street or alley of the City of Chicago, or under the Chicago river and its several branches, for the purpose of carrying on the business of such person, persons or corporation in any way.

Said grantee shall at all times keep on file in the office of the City Electrician plans showing the location of any conduit in which any of its wires are maintained.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance; Provided, however, that this ordinance shall be subject to amendment or repeal at any time prior thereto.

SECTION 3. The grantee may lease subway space from the City of Chicago in any underground conduit, subway or tunnel maintained by the city; the compensation to be paid to the city as rental

for the use of such space shall be in accordance with the schedules established in an ordinance passed January 1, 1901, authorizing the City Electrician to rent as therein provided, such space in city conduits, manholes, lateral connections and other parts of the conduit system as may not be occupied, or thereafter required for the city service; that is to say, for each wire No. 14, or less, used for burglar alarm, sprinkler alarm, fire alarm or watch service signals, the grantee shall pay to the city six dollars (\$6.00) per block per year. All wires shall be measured with Brown & Sharpe's gauge. If the rental for conduit space shall hereafter be changed by general ordinance or ordinances, then and in that case the grantee, its successors and assigns, shall pay such compensation, or rental, as may be prescribed by such general ordinance or ordinances hereafter passed. Where the city has no conduits, subways or tunnels available for the use of the grantee as herein provided, the grantee may rent space from persons or corporations authorized by ordinance to construct, maintain and operate underground conduits, subways or tunnels.

SECTION 4. All apparatus, machinery, wires and appliances maintained and operated under this ordinance by said city shall be of modern excellence, and constructed, maintained and operated in first class manner, and all wires maintained by the grantee shall be installed and maintained under the supervision and to the satisfaction of the City Electrician.

It is expressly understood and agreed that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force.

It is further agreed that the grantee herein, at its own expense, will alter, change and remove from under any street, alley or public way, and from any conduit, subway or tunnel, any and all of its wires that may in any way in-

terfere with the construction and operation of any municipal work hereafter undertaken.

At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee, its successors or assigns, shall remove all its wires from all conduits, subways and tunnels or public ways.

SECTION 5. This ordinance shall not go into effect until the said grantee shall execute and deliver to the City of Chicago a written acceptance of the same, and also a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000.00) with sureties to be approved by the Mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provisions of this ordinance; and further conditioned to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense or liability of any kind whatsoever that may be suffered by the City of Chicago, or which may accrue against, be charged to, or recovered from said City of Chicago by reason of the passage of this ordinance, or by reason of any act or thing done by said grantee herein by virtue of the authority herein granted. If, at any time after the execution and delivery of said bond to the City of Chicago as aforesaid, the Mayor or said City of Chicago shall be of the opinion that the sureties upon said bond are insufficient, the said grantee shall, with five (5) days after the receipt of written notice to that effect, execute and deliver to the City of Chicago a new bond conditioned as aforesaid, with sureties to be approved by the Mayor, and in default thereof the rights and privileges herein granted shall cease and determine.

SECTION 6. No work of installation of wires in conduits, subways or tunnels shall be done under authority of this ordinance until a permit authorizing the same shall be issued by the Commissioner of Public Works, countersigned by the City Electrician.

SECTION 7. The rights herein granted are upon the express condition that said grantee, its successors and assigns, as compensation for the privileges conferred by this ordinance, will on or before the tenth (10) day of January of each year during the life of this ordinance, pay into the treasury of the City of Chicago five per cent. (5%) of its gross receipts derived from the transaction of said burglar alarm, fire alarm, sprinkler alarm and watch service business within the city for the year ending with and including the thirty-first (31st) of December of the previous year, and at the time of making the said payment file with the City Clerk a statement in writing of the said gross receipts for the said previous year ending as aforesaid, and for the purpose of enabling the city to inform itself of the receipts of the grantee, the City Comptroller, or some person appointed by him to act for him, shall have access to the books, papers, accounts and records of all fiscal operations of said grantee at all reasonable and necessary times. The amounts found by said City Comptroller or his representative to be the gross receipts of said Company for or from said business, shall be the amounts upon which said company shall pay such percentage. In the event said grantee shall refuse or fail to give the comptroller or said person so appointed by him, access to the books, papers, accounts and records of all the fiscal operations of said company at all reasonable and necessary times, then the Mayor of the City of Chicago may revoke the rights and privileges herein granted and the said rights and privileges shall thereupon cease and determine.

SECTION 8. The City of Chicago at any time prior to the expiration of the term of the privileges herein granted shall have the right to take over the property of the grantee suitable to and used by it for the purposes of this grant, and all appurtenances, equipment and fixtures, and operate the same as a municipal enterprise. Digitized by Google

In the event that the City of Chicago shall decide to terminate the grant and take over the properties aforesaid then the city shall pay therefor in cash the then cost of the duplication, less depreciation of said appliances and property and there shall be no allowance for earning power or franchise values.

In the event the city shall desire to purchase the property of the grantee as aforesaid, the purchase price of said property shall be determined by appraisalment as follows:

One appraiser shall be appointed by the city in such manner as the City Council or Mayor shall direct; one shall be appointed by the grantee, and a third shall be appointed by the two so selected. Either party may appoint its appraiser at any time after the giving of thirty (30) days' notice of intention so to do, and serve written notice of such appointment upon the other party, and such other party within fifteen (15) days after service of notice of such appointment shall appoint its appraiser and serve written notice of such appointment upon the other party; whereupon the two appraisers so appointed shall appoint the third appraiser. In the event that the party first receiving notice of the selection of an appraiser by the other party shall fail to appoint an appraiser, and give notice thereof, as above provided, or in the event that the two appraisers first appointed shall fail to agree upon the third appraiser within fifteen (15) days after notice of the appointment of the second appraiser, either party upon giving written notice of five (5) days to the other party, may apply to the Appellate Court for the First District of Illinois, or a majority of the members thereof, and any appraiser appointed by said court shall have the same powers and duties as if regularly appointed as above provided.

The appraisers shall determine what tangible property, real and personal, owned by the grantee and then used for

the purposes of his grant is reasonably required for its continued operation, and in determining the fair cash value of said property they shall not take into consideration its earning power or the value of any franchise or license, but shall allow for the property the then cost of duplication, less depreciation.

Nothing in this ordinance contained shall be construed as preventing or interfering with the right of the city at any time to engage in the furnishing of a similar service without making the purchase above provided for.

SECTION 8. The said company shall not at any time, lease, sell or dispose of its property rights or franchises to any person or corporation whatsoever engaged in the same or similar business.

SECTION 9. This ordinance shall take effect and be in force from and after its passage; provided that unless the written acceptance and bond shall be delivered as provided herein within thirty (30) days from the passage hereof this ordinance shall become null and void, and all the rights and provisions herein granted shall cease and determine.

The Clerk, on motion of Ald. Wendling, presented the report of the Committee on Street Nomenclature on an ordinance changing name of 51st street (from Drexel boulevard to Lake Michigan) to Hyde Park boulevard, deferred and published January 29, 1906, page 2419.

Ald. Wendling moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty,

Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—87.

*Nays*—None.

The following is the ordinance as passed.

#### AN ORDINANCE

Changing the name of 51st street, or 51st street boulevard (from Drexel boulevard to Lake Michigan) to Hyde Park boulevard.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the name of the street heretofore known as 51st street or 51st street boulevard from Drexel boulevard to Lake Michigan, be and the same is hereby changed to Hyde Park boulevard.

SECTION 2. That all ordinances or parts of ordinances conflicting with this ordinance be and the same are hereby repealed.

SECTION 3. This ordinance shall be in force from and after its passage.

The Clerk, on motion of Ald. Wendling, presented the report of the Committee on Street Nomenclature on an order to place names of streets on posts at all street intersections, deferred and published January 29, 1906, page 2420.

Ald. Wendling moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered,* That the Commissioner of Public Works be and he is hereby directed to have the names of streets placed on proper posts at all street intersections in the city. The expense of the same to be paid out of the appropriation of \$10,000 set aside for that purpose.

#### SPECIAL ORDER.

The Chair directed that the special order, the report of the Committee on Compensation on an ordinance governing the rate of compensation to be charged for the private use of space under sidewalks, deferred and published January 8, 1906, page 2083, be now taken up.

Ald. Snow moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Har-kin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—63.

*Nays*—Kunz—1.

The following is the ordinance as passed:

#### AN ORDINANCE

Concerning the Use of Streets and Alleys and the Space Under Sidewalks by Private Persons.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. No person shall use any space underneath the surface of any street or other public ground in this city, or construct or maintain any structure thereunder without first obtaining a permit so to do from the Commissioner of Public Works of the city. No such permit shall be issued except as hereinafter provided, and no such permit shall be transferred or assigned, nor shall any right or privilege thereunder be trans-



ferred or assigned without the written consent of the Commissioner of Public Works.

SECTION 2. Applications for such permits shall be in writing, stating specifically the space desired, its length, breadth and depth, the use intended to be made thereof, and the structure to be built therein. No permit shall be issued hereunder for the use of any space under the surface of the roadway of any street or other public ground.

SECTION 3. Every applicant for such a permit shall file with his application his bond in the penal sum of ten thousand dollars, with surety or sureties, to be approved by said Commissioner of Public Works; and such bond shall be conditioned that the person to whom such permit shall be issued, his heirs, successors or assigns, will save and keep the city free and harmless from any and all loss or damage or claim of damage arising from or out of the use of the space or structure therein mentioned, and for the maintenance of the street, alley or other public way, or the sidewalk over such space, as the case may be, in such condition that said street, alley or public way or the sidewalk shall at all times after such structure is completed, or such space is covered, be safe for public use, and for the full and complete protection of the city against any and all litigation growing out of the granting of such permit, or anything done under such permit, and for the prompt and full payment of the compensation hereunder required during his ownership of said property so long as said permit shall be outstanding, and for the faithful performance and observance of all the terms and conditions of this ordinance. Any owner to whom a permit shall have been granted hereunder, or who has heretofore given a bond for the occupation of space under the sidewalk under the order of the Council, dated November 9, 1903, who shall convey said property in fee, may notify the Commissioner of Public Works in writing of the conveyance in fee of said prop-

erty, and furnish to said Commissioner in writing the name and address of the purchaser thereof, and, upon the giving of such notice in writing and furnishing the name and address of said purchaser, all liability under the bond theretofore given by such owner shall cease and determine, except as to acts happening or causes of action accruing prior to the giving of such notice.

SECTION 4. When the space so used does not extend more than fifteen feet below the surface of the street, alley, way or ground over the same, the person, firm or corporation making, using or maintaining any such structure, or using space underneath the surface of any street, alley, public way or public ground, shall render to the city, as the annual compensation for such use, whenever the adjoining property is subject to general taxation, a sum equal to 4 per cent of the amount determined by multiplying the number of square feet of surface over the space so used by a sum equal to one-tenth of the land value of the average square foot in the lot abutting on such space as fixed by the last assessment thereof for general taxation by the state or county authorities; and, when the adjoining property is not subject to general taxation, then the annual compensation shall be a sum equal to 4 per cent of the amount determined by multiplying the number of square feet of surface over the space so used by a sum equal to one-tenth of the land value of the average square foot in the lot abutting on such space, as fixed by the last appraisal of said lot made according to the terms of the lease upon which said lot is held; and, when the adjoining property is not subject to general taxation and is not leased, then the annual compensation shall be a sum equal to 4 per cent of the amount determined by multiplying the number of square feet of surface over the space so used by a sum equal to one-tenth of the land value of the average square foot in the lot abutting on such space as determined by taking the aver-

age of the valuations of the lots or tracts of land immediately adjoining the same; or, if there be but one lot immediately adjoining, then by taking the valuations of such adjoining lot and the lots on the other side of the adjoining streets or alleys that are immediately opposite the lot in question as fixed by the last assessment thereof for general taxation by the county or state authorities; and, whenever any of the space so used extends to a point more than fifteen feet below the surface of the street, alley, way or ground over the same, then, and in every such case, there shall be paid to the city, as the annual compensation for the use of every additional twelve feet, or fractional part thereof, in depth, an additional sum equal to one-half of the sum computed as above for the first fifteen feet in depth; provided, however, that in every case the annual compensation shall be at least ten dollars. All payments hereunder shall be made to the City Collector semi-annually, on the first days of May and November in each year.

SECTION 5. No person shall ever use the space under any such sidewalk in such a manner as to interfere with any sewer or water pipe or any other work lawfully in said street, alley or public way, unless by the consent of the said Commissioner of Public Works, especially granted therefor, and no such permit shall ever be granted until the applicant therefor has paid to said Commissioner of Public Works a sum of money sufficient in his judgment to defray the cost and expense of renewing or rebuilding or relaying such sewer or water pipe or public work and making the necessary connections therewith. Every such applicant disturbing any such sewer or water pipe or any other public work shall, within ten (10) days after so disturbing it, restore the same to such a condition as will meet the approval of said Commissioner of Public Works. When such sewer, water pipe or other public work is so restored by said applicant, the sum so paid to said Commis-

sioner of Public Works shall be refunded by him to such applicant. If such applicant shall fail to so restore such sewer, water pipe or other public work within ten (10) days after the same is disturbed by him, then said Commissioner of Public Works shall cause the same to be restored by him in a manner meeting his approval, and the cost thereof shall be paid out of said sum.

SECTION 6. If any person now using any space underneath any street, public alley, sidewalk or public way, shall fail to take out a permit for such use as herein provided within ninety (90) days after this ordinance is in effect, then the Commissioner of Public Works shall proceed to remove every such structure and close the space therein.

SECTION 7. Every person using the space under any sidewalk in this city shall at all times keep such sidewalk clear and free from all snow, ice, dirt, filth or other obstructions or incumbrances.

SECTION 8. Whenever the Commissioner of Public Works shall be of the opinion that the sureties on any bond given for any permit issued hereunder have become insufficient, a new bond for such permit shall thereupon be filed with sureties, to be approved by the Commissioner of Public Works.

SECTION 9. If any person obtaining a permit hereunder shall at any time fail or neglect to comply with the terms of this ordinance, then such permit may be revoked by said Commissioner of Public Works.

SECTION 10. Every person convicted of a violation of this ordinance shall be fined not less than five nor more than twenty-five dollars for each offense.

SECTION 11. Nothing in this ordinance contained shall be held or construed to apply to any person now using any such space underneath the surface of any street or other public ground according to the terms of any ordinance heretofore passed which requires the payment of

compensation for such use if such person is making such payments, nor so long as such payments are made according to the terms of such ordinance.

Nothing in this ordinance contained shall preclude the city from revoking any permit issued hereunder when the space described in such permit is needed for public use.

SECTION 12. That Sections 2096, 2097, 2098, 2099, 2100, 2102 and 2103 of the Revised Municipal Code of Chicago, 1905, be, and the same are hereby repealed.

SECTION 13. This ordinance shall be in full force and effect from and after its passage and due publication.

Ald. Harkin moved to reconsider the vote by which the reports (majority and minority) of the Committee on License, in the matter of fixing saloon license fees, was made a special order for the next regular meeting of the City Council.

The motion prevailed by yeas and nays as follows:

*Yeas*—Dixon, Harding, Pringle, Foreman, Richert, Potter, Young, Snow, Bennett, Jones, Moynihan, Zimmer, Maypole, Harkin, Beilfuss, Smith, Sitts, Finn, Stewart, Reese, Werno, Williston, Dunn, Butler, Raymer, Larson, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—35.

*Nays*—Coughlin. Kenna, Dailey, McCormick (5th ward), Martin, Fick, Hurt, Scully, Hoffman, Cullerton, Considine, Riley, Kunz, Nowicki, Dever, Conlon, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Reinberg, Siewert, Wendling, Bradley, Burns, Kohout—29.

Ald. Kunz moved that all matters pending before the Council as special orders be made special orders for the next regular meeting of the City Council at 3:30 P. M.

Ald. Finn moved as a substitute to make the ordinances the report of the Committee on License (majority and minority report) in re. fixing saloon license fee be made a special order for the first regular meeting after the meeting to be held Thursday, February 8, 1906.

The motion prevailed by yeas and nays as follows:

*Yeas*—Dixon, Harding, Pringle, Foreman, McCormick (5th ward), Potter, Young, Snow, Bennett, Jones, Moynihan, Hoffman, Uhlir, Zimmer, Maypole, Harkin, Beilfuss, Smith, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Werno, Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—48.

*Nays*—Coughlin, Kenna, Richert, Dailey, Martin, Fick, Hurt, Scully, Cullerton, Considine, Riley, Kunz, Nowicki, Schmidt (23d ward), Schmidt (24th ward), Wendling, Bradley—17.

#### ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Thursday, February 8, 1906, at 2:30 o'clock P. M.



CITY CLERK.





# PROCEEDINGS

## OF THE

# CITY COUNCIL

### CHICAGO. ILLINOIS

Regular Meeting, Thursday, February 8, 1906.

2.30 O'CLOCK P. M.

#### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Friday, February 9, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th Ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d Ward), Werno, Schmidt (24th Ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann,

Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

*Absent*—Ald. Brennan, McCormick (21st Ward), and Carey.

Ald. Bihl presented an ordinance in favor of the St. Francis Xavier Female Academy and moved that it be substituted for an ordinance passed January 29, 1906, page 2421, in favor of St. Xavier Academy.

The motion prevailed.

Ald. Bihl moved the passage of the substitute ordinance.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine,

Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.—67.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

For the vacation of a portion of Evans avenue.

WHEREAS, The St. Francis Xavier Female Academy of Chicago, Illinois, a corporation duly organized and existing under and by virtue of the laws of the State of Illinois, is the owner of certain premises located between Evans avenue on the east and Langley avenue on the west, and between Forty-ninth street on the north and Fiftieth street on the south, in the City of Chicago, upon which said premises there is situated an academy or school; and

WHEREAS, Said St. Francis Xavier Female Academy of Chicago, Illinois, has acquired title to certain premises lying directly east of said premises hereinabove described, which premises are bounded on the west by said Evans avenue, on the east by Cottage Grove avenue, on the north by Forty-ninth street, and on the south by Fiftieth street; and

WHEREAS, Said St. Francis Xavier Female Academy is desirous of having the portion of said Evans avenue, lying and being between said Forty-ninth street and said Fiftieth street vacated so that it may lay out the entire and combined portions of the real estate hereinabove described for the grounds of said academy or school; and

WHEREAS, The portion of said Langley avenue hereinabove described and lying between said Forty-ninth street and said

Fiftieth street is but twenty-seven feet in width; and

WHEREAS, Said St. Francis Xavier Female Academy, in lieu of and in consideration of the vacation as a street of said portion of Evans avenue lying between said Forty-ninth street and said Fiftieth street, is willing to dedicate as a street and for public use the west twenty-seven feet of its said premises herein firstly above referred to, so as to widen said portion of Langley avenue between Forty-ninth street and Fiftieth street to a width of fifty-four feet; and

WHEREAS, Said part of Evans avenue hereinabove described, terminates on the south at Fiftieth street; and,

WHEREAS, The vacation of said portion thereof and the widening of said portion of Langley avenue by the addition thereto of twenty-seven feet from the west part of said premises herein firstly above described, would be of advantage to the public; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the portion of Evans avenue lying between the south line of Forty-ninth street and the north line of Fiftieth street, in the City of Chicago, be and the same is hereby vacated; *provided*, however, that this ordinance shall be wholly void and of no effect unless said St. Francis Xavier Female Academy, by its Board of Directors or proper officers, shall, within thirty (30) days from the date of the passage hereof, dedicate by deed, as a public street and open to public use as such, the west twenty-seven (27) feet of Lot twenty (20) of the County Clerk's Division of unsubdivided lands in the northeast one-quarter (N. E.  $\frac{1}{4}$ ) of Section ten (10), Township thirty-eight (38), North, Range fourteen (14), East of the Third Principal Meridian; and, *provided further*, that it shall also file for record in the office of the Recorder of Deeds for said Cook County, a certified copy of this ordinance, together with a copy of

the map or plat hereto attached and made a part hereof, which map or plat shows the portion of Evans avenue hereby vacated, and the strip of land so to be dedicated and conveyed, as herein provided, by said St. Francis Xavier Female Academy; and, *provided further*, that the City of Chicago shall have the right to enter upon the portion of said Evans avenue hereby vacated for the purpose of adjusting, repairing, cleaning, altering or changing the location of any water mains, water pipes, sewers or any other public works which may be in said portion of said Evans avenue. The portion of Evans avenue to be vacated is shown in red and marked "to be vacated," and the strip of land proposed to be dedicated is shown in blue and marked "to be dedicated," on the map or plat hereto attached and made a part hereof, for greater certainty.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval, subject, however, to the provisions of Section one (1) hereof.

The Chair directed that the report of the Committee on Gas, Oil and Electric Light on an ordinance regulating the price of gas, made a special order for February 8, 1906, at 2:30 p. m., be now taken up.

Ald. Young moved to amend the ordinance by adding at the end of Section 3 the following:

*"Provided*, however, that if the State of Illinois, or the City of Chicago, or any other governmental authority or agency shall hereafter at any time after said period of five years regulate, or seek to regulate the price or quality of gas furnished or sold or to be furnished or sold in the City of Chicago by any of the said companies, the said companies and each of them expressly agree that no purchase or sale, contract, agreement, lease or demise authorized by this section, or by this ordinance shall operate to deprive or shall be held or

considered as depriving or having deprived said State, City or other governmental authority or agency of the right or any right to make such regulation after said period of five years or as lessening in any way such right of regulation; and the said companies and each of them agree that neither they nor any of them will or can set up or urge any of the provisions of this ordinance or any purchase, sale, contract, agreement, lease or demise authorized herein or hereby for the purpose or with the effect of obtaining or fixing any higher price or lower quality for gas sold or furnished in said City of Chicago than the price or quality which may at any time after said period of five years be fixed or established by said State, or City or any other governmental authority or agency.

It is expressly understood and agreed, however, that none of said companies by accepting this ordinance, or by reason of any of the provisions thereof, concedes that the City of Chicago has now or may hereafter have any power or authority to regulate the price or quality of gas furnished or used in said city, but said companies and each of them expressly agree to comply with the terms and provisions of Section 1 of this ordinance as to the price and quality of gas furnished by said companies or any of them during the said period of five years fixed therein."

Ald. Young moved the amendment be adopted.

The motion prevailed.

Ald. Young moved to further amend the ordinance by making the following, become Section 10 of the ordinance, and Section 10, as published January 29, 1906, page 2411, be made Section 11.

"SECTION 10. Nothing in this ordinance contained shall extend or enlarge the period within which any of the companies mentioned herein or any grantee or lessee thereof is now, or may hereafter be authorized by ordinance, or



otherwise to manufacture, sell or supply gas in the said City of Chicago or to occupy or use any of the streets, alleys or public grounds in said City or any part thereof."

Ald. Young moved the amendment be adopted.

The motion prevailed.

Ald. Young moved to further amend the ordinance by inserting after the figures "1894," in the seventeenth line from the bottom of Section 9, as published January 29, 1906, page 2411, right hand column, the following:

"The Universal Gas Company shall release and discharge the City of Chicago from all claims it has against said City of Chicago for a refund of moneys heretofore deposited with the City of Chicago by said Universal Gas Company."

Ald. Young moved the amendment be adopted.

The motion prevailed.

Ald. Young moved to further amend the ordinance by inserting after the word "Chicago," in the seventeenth line of Section 10 (now Section 11), as published January 29, 1906, page 2411, the following:

"and the Universal Gas Company shall, in writing, release and discharge the City of Chicago of and from the payment of all sums due to said Universal Gas Company, on account of moneys heretofore deposited with the City of Chicago by said Universal Gas Company."

Ald. Young moved the amendment be adopted.

The motion prevailed.

Ald. Zimmer presented the following amendment, and moved its adoption:

Amend Section 9 by inserting at the end of the first paragraph, line 38, after the word "ordinance," the following:

"The Peoples Gas Light and Coke Company shall furnish, without compensation, to the City of Chicago, for and during the period of five (5) years next

after the taking effect of this ordinance, gas to light not more than twenty-five thousand (25,000) street lamps, of not less than twenty-four (24) candle power, through burners consuming three and one-half (3½) feet of gas per hour, lighted in accordance with the time table of three thousand seven hundred and eighty-six (3,786) hours and eleven (11) minutes per annum; the city to attend to the lighting, cleaning, extinguishing, and furnishing said lamps, the placing of glass therefor, and the repairing of attachments, at its own expense."

Ald. Young moved to lay the amendment on the table.

The motion to table prevailed by yeas any nays as follows:

Yeas—Coughlin, Kenna, Dixon, Pringle, Foreman, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Considine, Riley, Maypole, Harkin, Smith, Nowicki, Sitts, Conlon, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter—55.

Nays—Harding, Richert, Uhler, Zimmer, Beilfuss, Kunz, Dever, Finn, Werno, Bradley, Kohout, Race—12.

Ald. Foreman presented the following amendment:

In the thirteenth line of Section 3 of said ordinance insert between the words "thereof" and "manufactured" the following words: "or any consumer of gas therein."

Ald. Foreman moved the amendment be adopted.

The motion prevailed.

Ald. Finn presented the following amendment, and moved its adoption:

Amend by striking out all of Section 7.

Ald. Young moved to lay the amendment on the table.

The motion to table prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Considine, Riley, Maypole, Harkin, Smith, Kunz, Nowicki, Sitts, Conlon, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter—57.

*Nays*—Harding, Richert, Uhler, Zimmer, Beilfuss, Dever, Finn, Werno, Bradley, Race—10.

Ald. Finn presented the following amendment, and moved its adoption:

Amend by striking out all of Section 6 after the word "Chicago," in the sixth line of Section 6, and add after the said "Chicago," in the said sixth line, the following words: "during said five-year period."

Ald. Young moved to lay the amendment on the table.

The motion to table prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Considine, Riley, Maypole, Harkin, Smith, Nowicki, Sitts, Conlon, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Harding, Richert, Uhler, Zim-

mer, Beilfuss, Kunz, Dever, Finn, Werno, Bradley—10.

Ald. Snow presented the following amendment:

Add at end of Section 1:

"Provided, however, that for gas consumed by the City of Chicago the price charged per one thousand cubic feet shall not exceed eighty-five cents, regardless of date of payment for same."

Ald. Snow moved the amendment be adopted.

The motion prevailed.

Ald. Young moved to pass the ordinance as amended.

After debate Ald. Cullerton called for the previous question and the call was sustained.

The question recurring on the motion of Ald. Young to pass the ordinance, as amended, the motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Considine, Riley, Maypole, Harkin, Smith, Kunz, Nowicki, Sitts, Conlon, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—58.

*Nays*—Harding, Richert, Uhler, Zimmer, Beilfuss, Dever, Finn, Werno, Bradley—9.

Ald. Young moved to reconsider the vote by which the ordinance was passed.

Ald. Powers moved to lay the motion to reconsider on the table.

The motion to table prevailed.

The following is the ordinance as passed:

AN ORDINANCE

Regulating the price of gas.

*Be it Ordained by the City Council of the City of Chicago:*

SECTION 1. That no corporation, company or companies, firm or person, manufacturing, selling, supplying or distributing gas in the City of Chicago for illuminating or for fuel purposes, shall charge, exact, demand or collect from any consumer thereof, for the next five years from and after the taking effect of this ordinance, more than the sum of eighty-five cents for one thousand cubic feet of gas consumed or used. Said sum of eighty-five cents per one thousand cubic feet of gas shall be the net price charged, exacted, demanded or collected from each consumer; provided, however, that any corporation, company or companies, firm or person, distributing or selling gas in the City of Chicago, may charge ninety-five cents per one thousand cubic feet of gas furnished to such consumer in all cases where payment at the rate of eighty-five cents per one thousand cubic feet is not made to said corporation, company or companies, firm or person, within ten days from the date of bill for same. The illuminating gas so furnished shall afford a light of not less than twenty-two candle power, to be measured and ascertained at the places of consumption in said city by the most modern appliances known to science for measuring the candle power of illuminating gas; provided, however, that for gas consumed by the City of Chicago the price charged per one thousand cubic feet shall not exceed eighty-five cents regardless of date of payment for same.

SEC. 2. That any company, corporation, person or persons, who shall, during the five year period above mentioned, remove any meter or meters from the house, store, factory or premises of any consumer of gas in the City of Chicago,

against the will and consent of any such consumer of gas who is willing to pay for gas furnished him, it or them by such company, corporation, person or persons, and tenders the amount due at the price established and fixed in Section 1 of this ordinance, shall be subject to a penalty of not less than twenty-five dollars nor more than two hundred dollars for each and every offense; provided, however, that any company, corporation, person or persons furnishing gas to consumers in the City of Chicago shall have the right to remove any meter or meters for the purpose of repairing the same, on condition that such meter or meters so removed shall be replaced, or a new one substituted in its place, within twenty-four hours of the time of the removal of any such meter or meters.

SEC. 3. That any company, corporation, person or persons who shall, in violation of the provisions of the preceding sections, charge or require the City of Chicago, or any citizen thereof, or any consumer of gas therein, to pay for gas furnished to it or them, or either of them, during the five year period mentioned in Section 1, a sum in excess of the rates specified in said Section 1, or who shall, during said period, furnish to the said city of Chicago, or any citizen thereof, or any consumer of gas therein, manufactured gas of less than twenty-two candle power, shall be subject to a penalty of not less than twenty-five dollars, nor more than two hundred dollars, for each and every offense.

SEC. 4. That the ordinance passed by the City Council of the City of Chicago on October 15, 1900, regulating the maximum prices of gas to be charged to consumers and to the City of Chicago by persons, firms or corporations manufacturing, selling or distributing gas within the City of Chicago be and the same is hereby repealed, except as hereinafter provided.

SEC. 5. That the repeal of the or-

dinance mentioned in the preceding section shall not affect suits pending or rights existing at the time this ordinance takes effect or penalties then incurred, but the City of Chicago and all persons, firms, companies or corporations who were consumers of gas within the City of Chicago during any portion of the time said ordinance was in effect, shall hereafter have the right, severally and respectively, to bring and maintain such suit or suits in any court or courts of competent jurisdiction for the purpose of recovering any and all penalties, demands, overcharges or claims based on or growing out of the rights conferred by said ordinance of October 15, 1900, in the same manner and to the same extent as if said ordinance had not been repealed; and the said ordinance of October 15, 1900, shall continue in full force and effect for all the purposes aforesaid.

SEC. 6. That any company or companies manufacturing or distributing gas may purchase or sell gas to or from any other company or companies manufacturing or distributing gas in the City of Chicago; and any such company or companies may lease and demise to any other company or companies, mains, pipes, meters, works, plant and appliances, or any part thereof, of such company or companies, on such terms as said companies may agree upon, and such other company or companies may take and acquire the mains, pipes, meters, works, plant and appliance, or any part thereof, so leased and demised, and thereafter operate the same and manufacture and distribute gas by means thereof; and such purchase and sale of gas, or such lease and demise of pipes, mains, meters, works, plant and appliances, or any part thereof, shall never be held or construed to be an abandonment or waiver of any ordinance rights of the company or companies so selling gas or leasing and demising its mains, pipes, meters, works, plant and appliances, or any part thereof, nor as authorizing the assignment of any or

dinance vested in the company so selling gas, or leasing and demising its mains, pipes, meters, works, plant and appliances, or any part thereof, nor as authorizing a lease and demise of franchise rights not authorized by the laws of the State of Illinois; provided, however, that if the State of Illinois, or the City of Chicago or any other governmental authority or agency shall hereafter at any time after said period of five years regulate or seek to regulate the price or quality of gas furnished or sold, or to be furnished or sold, in the City of Chicago by any of the said companies the said companies and each of them expressly agree that no purchase or sale contract, agreement, lease or demise authorized by this section or by this ordinance shall operate to deprive or shall be held or considered as depriving or having deprived said State, City or other governmental authority or agency of the right or any right to make such regulation after said period of five years or as lessening in any way such right of regulation, and the said companies and each of them agree that neither they nor any of them will or can set up or urge any of the provisions of this ordinance or any purchase, sale, contract, agreement, lease or demise authorized herein or hereby for the purpose or with the effect of obtaining or fixing any higher price or lower quality for gas sold or furnished in said City of Chicago than the price or quality which may at any time after said period of five years be fixed or established by said State or City or any other governmental authority or agency. It is expressly understood and agreed, however, that none of said companies by accepting this ordinance or by reason of any of the provisions thereof concedes that the City of Chicago has now or may hereafter have any power or authority to regulate the price or quality of gas furnished or used in said city, but said companies and each of them expressly agrees to comply with the

terms and provisions of Section 1 of this ordinance as to the price and quality of gas furnished by said companies or any of them during the said period of five years fixed therein.

SEC. 7. Section 13 of the ordinance passed February 25, 1895, and accepted March 4, 1895, granting the right to the Ogden Gas Company to construct, maintain and operate gas works in the City of Chicago and Section 12 of the ordinance passed July 23, 1894, accepted August 22, 1894, granting the right to the Universal Gas Company to construct, maintain and operate gas works within the City of Chicago, and each of said sections shall be and they are hereby repealed; provided, however, that nothing herein contained shall ever be held or construed as in any manner prejudicing or affecting the right of the City of Chicago to purchase the entire plant of said Ogden Gas Company and all its property and effects of every kind and description within the City of Chicago, at the appraised value thereof at the time and in the manner and subject to the terms and conditions expressed in Section 14 of said ordinance granting to the Ogden Gas Company the right to construct, maintain and operate gas works in the City of Chicago, nor as in any manner prejudicing or affecting the right of the City of Chicago to purchase the entire plant of said Universal Gas Company and all its property and effects of every kind and description within the City of Chicago, at the appraised value thereof at the time and in the manner and subject to the terms and conditions expressed in Section 13 of the said ordinance granting the right to the Universal Gas Company to construct, maintain and operate gas works within the City of Chicago.

SEC. 8. The Ogden Gas Company and any company or companies manufacturing or distributing gas, to whom it may sell gas or to whom it may lease and demise its mains, pipes, meters, works, plant and appliances, or any part there-

of, as hereinbefore authorized, are hereby released and absolved from the payment, from and after the taking effect of this ordinance, of the compensation provided to be paid to the City of Chicago in and by Section 9 of said ordinance passed February 25, 1895, granting to said Ogden Gas Company the right to construct, maintain and operate gas works in the City of Chicago, which said Section 9 of said ordinance be and it is hereby repealed; and the Universal Gas Company and any company or companies manufacturing or distributing gas, to whom it may sell gas or to whom it may lease and demise its mains, pipes, meters, works, plant and appliances, or any part thereof, as hereinbefore authorized, are hereby released and absolved from the payment, from and after the taking effect of this ordinance, of the compensation provided to be paid to the City of Chicago in and by Section 8 of said ordinance passed July 23, 1894, granting to said Universal Gas Company the right to construct, maintain and operate gas works in the City of Chicago, which said Section 8 of said ordinance be and it is hereby repealed. And the Peoples Gas Light and Coke Company, the Ogden Gas Company and the Universal Gas Company are hereby severally released and discharged from all obligations to make payment of any compensation to the City of Chicago under said ordinances or otherwise; provided, however, nothing herein contained shall ever be construed as releasing or waiving the existing obligation to pay, from and after the passage and taking effect of this ordinance, five per cent of the gross receipts from the sale of natural gas, as hereinafter mentioned.

SEC. 9. The amount due from the Peoples Gas Light and Coke Company to the City of Chicago up to the time of taking effect of this ordinance, being five per cent of the gross revenue derived from the sales of natural gas, shall be paid to the City of Chicago by crediting said amount upon the sum of upwards

of \$1,300,000 due from the City of Chicago to the Peoples Gas Light and Coke Company for gas furnished for lighting the streets of the City of Chicago by said the Peoples Gas Light and Coke Company. The Peoples Gas Light and Coke Company shall release and discharge the City of Chicago from the payment of the net amount due from the City of Chicago for gas supplied by said the Peoples Gas Light and Coke Company for lighting the streets of the City of Chicago. The Ogden Gas Company shall pay in cash to the City of Chicago the amount due up to the time of taking effect of this ordinance, being upwards of \$117,000, on account of the compensation provided to be paid in and by Section 9 of said ordinance passed February 25, 1895. The City of Chicago shall release all claims it has against the Universal Gas Company on account of claims for unpaid compensation under said ordinance passed July 23, 1894. The Universal Gas Company shall release and discharge the City of Chicago from all claims it has against said City of Chicago for a refund of moneys heretofore deposited with the City of Chicago by said Universal Gas Company. The Peoples Gas Light and Coke Company shall pay the five per cent on the gross revenue derived from the sales of natural gas in the City of Chicago from and after the taking effect of this ordinance.

The bill filed by the City of Chicago against the Ogden Gas Company, The Peoples Gas Light and Coke Company, and the Farmers' Loan and Trust Company, pending in the Circuit Court of the United States for the Northern District of Illinois, and being general number 25879 of said court, shall be forthwith dismissed by the City of Chicago without costs to either party.

SEC. 10. Nothing in this ordinance contained shall extend or enlarge the period within which any of the companies mentioned herein or any grantee or lessee thereof is now or may hereafter

be authorized by ordinance or otherwise to manufacture, sell or supply gas in the said City of Chicago or to occupy or use any of the streets, alleys or public grounds in said city or any part thereof.

SEC. 11. This ordinance shall first be published in the manner provided by law, and ten days after such publication has been made this ordinance shall take effect, provided, The Peoples Gas Light and Coke Company, the Ogden Gas Company and the Universal Gas Company shall severally accept the same in writing, and the Ogden Gas Company pay the amount in cash due the City of Chicago from said Ogden Gas Company, and The Peoples Gas Light and Coke Company acknowledge to the City of Chicago payment in full of all net sums due it from the City of Chicago on account of gas furnished for lighting the streets of the City of Chicago, and the Universal Gas Company shall, in writing, release and discharge the City of Chicago of and from the payment of all sums due to said Universal Gas Company on account of moneys heretofore deposited with the City of Chicago by said Universal Gas Company, all during said period of ten days; and upon the taking effect of this ordinance, this ordinance shall constitute a contract by and between the City of Chicago and said The Peoples Gas Light and Coke Company, and by and between the City of Chicago and said Ogden Gas Company, and by and between the City of Chicago and said Universal Gas Company.

Ald. Bennett presented an ordinance fixing the time of the next regular meeting for Wednesday, February 14, at 2 o'clock p. m.

Ald. Hunter moved to amend the ordinance by making the hour 2:30 p. m.

The motion prevailed.

Ald. Bennett moved the passage of the ordinance as amended.

The motion prevailed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th Ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt, (23d Ward), Werno, Schmidt (24th Ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

—67:

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next regular meeting of the City Council to be held after the meeting of Thursday, February 8, 1906, be and the same is hereby set

for Wednesday, February 14, 1906, at 2:30 o'clock p. m.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

The Chair directed that the ordinance providing for the submission of the question of the adoption of the Street Railway Certificate Ordinance which had been made a special order for February 8, 1906 at 3:30 p. m., be now taken up.

Ald. Foreman moved that the matter be carried over as a special order for the meeting to be held February 14, 1906 at 2:30 p. m.

The motion prevailed.

#### ADJOURNMENT.

Ald. Bennett moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Wednesday, February 14, 1906, at 2:30 o'clock P. M.



CITY CLERK.

# PROCEEDINGS

## OF THE

# CITY COUNCIL

### CHICAGO. ILLINOIS

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Regular Meeting, Wednesday, February 14, 1906.

2.30 O'CLOCK P. M.

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#### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Thursday, February 15, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick, (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, and Race.

*Absent*—Ald. Harding, Jones and Carey.

#### MINUTES.

Ald. Young moved to correct the minutes of February 5, 1906, page 2617, right hand column, third line from the top of page, so as to read January 21, 1901, instead of January 1, 1901.

The motion prevailed.

Ald. Foreman moved that the minutes of the regular meetings, held February 5, as corrected, and February 8, 1906, be approved without being read.

The motion prevailed.

**Communications from the Mayor, Comptroller, Commissioner of Public Works and all Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:



MAYOR'S OFFICE, }  
CITY OF CHICAGO, February 14, 1906. }

*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law I hereby report to your Honorable Body the names of persons imprisoned for violation of city ordinances, who have been released by me during the week ending February 10, 1906, together with the cause of such release.

Wm. D. Ellis, released for Patrick White.

Sam Schrehtel, released for wife.

Morris Frieberg, released for wife and child.

Mike Herns, released for Ald. Dailey.

R. S. Bowers, released for Ald. Coughlin.

Frank Bowskowsky, released for wife and Ald. Richert.

Frank Shepherd, released for Mrs. McKane (sister).

Will Slattery, released for sister.

Emil Hesselhan, released for Dan Herlihy.

Albert White, released for mother and Mrs. Connelly.

Simon Ranson, released for Ald. Fick.

Wm. Jelen, released for father and \$25.00 in cash paid at House of Correction.

Wm. Maddox, released for E. Friedlander.

Wm. Dardy, released for A. B. Perrigo.

Harry Robinson, released for mother.

Oscar S. Jordan, released for wife, petition of citizens and physicians' certificate.

Wm. Hooley, released for brother.

Frank Nash, released for Ald. Coughlin.

Wm. Dunn, released for mother, sister and Ald. Burns.

Chas. Mettirberg, released for wife.

Which was placed on file.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
CHICAGO, February 14, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith without my approval an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 2624 to 2633, inclusive, of the current printed Council Proceedings, fixing the price at which gas is to be sold in the City of Chicago during the next five years at 85c.

There are several objectionable features in this ordinance. Section 2 gives to the gas companies the right to remove meters without replacing the same for twenty-four hours. There is no good reason why the companies when they take out a meter for repair or any other purpose should not be compelled to replace the meter removed by another meter within one hour. The person removing a meter should have another meter ready for substitution immediately.

Under Section 6 any of the gas companies of the City of Chicago may "lease and demise to any other company," whether that company is a foreign or domestic corporation, "the mains, pipes, meters, works, plant and appliances, or any part thereof of such company or companies on such terms as" the Chicago gas companies "may agree upon" with such other companies, and the corporation leasing and acquiring such plants may "take and acquire the mains, pipes, meters, works, plant and appliances or any part thereof" and "operate the same and manufacture and distribute gas" through said plants so acquired.

Under this provision the Standard Oil Company or any company organized under the liberal laws of New Jersey, Delaware or any other state would be empowered to take possession of the gas plants now being operated in the City of Chicago and conduct them without limitation as to time in the same manner

that domestic corporations of this city could conduct them, but in so doing they would have the right to have all questions arising between the City of Chicago and themselves determined exclusively in the federal courts instead of in our local state courts. The public utility corporations of the City of Chicago, for some reason, have always evidenced a remarkable partiality for the federal courts which partiality is not shared by the people of this community. On the contrary the people of Chicago seem to be entirely content to have issues that arise between the city and these corporations determined and passed upon by our local state courts. I can discover no good reason why the public utilities of this city as long as they are allowed to remain in the hands of private companies should not be administered by corporations which are subject to the exclusive jurisdiction of the state courts.

Under the last sentence of this section, the Peoples Gas Light and Coke Company, the Ogden Gas Company and the Universal Gas Company reserve to themselves the right to question after five years the authority of the City of Chicago to regulate the price and quality of gas furnished by them to the citizens of Chicago. In view of the fact that this ordinance purports to be a contract ordinance which in return for the sale of gas for 85 cents for five years only is granting valuable concessions in the way of leasing and consolidation to the present companies, and which purports to settle all controversies between the City of Chicago and these companies, there should be no reservation made by the companies which would enable them to question the validity of the gas regulation acts of this state. This ordinance is either a contract ordinance which should settle all controversies between the present companies and the city, in which event the companies should be compelled to acknowledge the right of the city to regulate the price and quality of gas, or it is not a contract but a

regulating ordinance in which the city should under the law affirm its right to fix the price and quality of gas and compel the companies to accede to its terms without conceding to the companies the right to question its validity.

The ordinance is further objectionable in that in Section 9 it concedes by the language therein used that there is upwards of \$1,300,000 due from the City of Chicago to the Peoples Gas Light and Coke Company. This amount is claimed by the Peoples Gas Light and Coke Company to be due from the city on the assumption that the city is liable to pay this company for gas consumed at the rate of \$1.00 per thousand cubic feet, although the City of Chicago in 1900 passed an ordinance fixing the price of gas at 75 cents per thousand cubic feet. The ordinance under consideration purports, in Section 5 thereof, to preserve the rights of the city and the citizens of Chicago to recover back all sums paid in excess of 75 cents since the passage of said ordinance of 1900. In other words Section 5 purports to reserve the right of the city and the citizens of Chicago to maintain in court that the legal price of gas for the last five years and upwards is 75 cents, and yet in Section 9 of the ordinance there is an admission that \$1,300,000 is due from the city to the Peoples Gas Light and Coke Company for gas at the rate of \$1.00 per thousand cubic feet. If the City of Chicago and the citizens of Chicago in the assertion of the rights and prices given them under the ordinance of 1900 appear in court for the assertion of such rights, they will be met with the proof that in Section 9 of this ordinance they concede the claims of the company that the city is liable for gas consumed at the rate of \$1.00 per thousand cubic feet.

The objections to the ordinance herebefore mentioned would be sufficient of themselves to justify me as Mayor of the City of Chicago in vetoing this ordinance, but there still remains another and greater objection. The price

fixed under this ordinance for gas, in my judgment, is unfair to the people and the City of Chicago and excessive.

The Mutual Fuel Gas Company and the Hyde Park Gas Company for years sold illuminating gas in the City of Chicago under the provisions of its charter for 72 cents, and only ceased so doing when it was sought in court to compel the other constituent companies which had been consolidated in the Peoples Gas Light and Coke Company to sell gas at the same figure. The undeniable fact is that illuminating gas was sold by the Mutual Fuel Gas Company and the Hyde Park Gas Company to the people of Chicago for 72 cents per thousand cubic feet in recent years.

Further, it is an undisputed fact that the citizens of Cleveland, Ohio, are purchasing gas from private companies in that city for 75 cents per thousand cubic feet, and the companies which sell gas at that figure are paying such a percentage of their gross receipts to the city for the privilege of selling gas at that figure that it reduces the net price of gas to the people of Cleveland to 70 cents. It is also an undeniable fact that the citizens of Cincinnati are obtaining gas for 75 cents per thousand cubic feet, and that the same is true of Duluth, Minn., and Alexandria, W. Va.

It is possible that there are certain good reasons arising out of the price of coal, oil, labor and the other constituents which enter into the manufacture of gas, that might make the manufacture of gas in Chicago more costly than in these other cities. The only way to determine this question is to examine into the actual price of gas as manufactured in Chicago. The Companies that are manufacturing gas within the City of Chicago have peculiarly within their knowledge the actual cost of the manufacture and distribution of gas in the city, and this cost can be ascertained accurately and reliably from the books of the companies if the books are correctly and honestly

kept. For the purpose of getting the actual cost of gas in Chicago, I requested these companies to permit their books to be examined by the representatives of the city. This request was met with a refusal. A firm of accountants was permitted to examine certain books and papers which were selected by the Peoples Gas Light and Coke Company and the Ogden Gas Company and submitted to these accountants. In making their report to the Committee on Gas, Oil and Electric Light, this firm of accountants declares: "We should have been accorded an opportunity of more fully examining several of the distributing and other accounts in the ledgers that bear directly on this investigation, but this was denied us. Had we had access to these accounts the cost of manufacturing and distributing might have been somewhat modified."

From this report of these accountants it is apparent that the actual cost of gas manufactured in Chicago within recent years has not been ascertained, although that actual cost must be and is known to the Peoples Gas Light and Coke Company and the Ogden Gas Company. It is true that representatives of these companies have made statements before the Committee on Gas, Oil and Electric Light as to the cost of gas, but these statements were based upon figures obtained from the books of these companies, and until these books are thoroughly examined, the accuracy and truth of these figures will never be known. Until these companies will permit a thorough and exhaustive examination of their books for the purpose of enabling the City of Chicago to ascertain the actual cost of gas as manufactured by them during recent years, I cannot be convinced that the City of Chicago and its citizens ought not be furnished with gas as cheaply as the gas sold in Cleveland, Cincinnati and other cities in the United States, irrespective of the valuable privileges of consolidation given to these companies in this ordinance.

When I addressed your Honorable Body in a message on November 13, 1905, requesting the passage of an ordinance fixing the price of gas at 75 cents, I was honestly of the opinion that gas could be manufactured and sold by the gas companies now doing business in the City of Chicago for 75 cents, with a reasonable profit to themselves. I am still of the same opinion. No sworn evidence has been adduced to the contrary, and no examination of the books of these companies has been allowed to the Committee on Gas, Oil and Electric Light.

The refusal of the companies to permit an examination of their books leads to the irresistible conclusion that had the books desired by the accountants been submitted, they would have shown that a lower rate than 85 cents was reasonable and should have been established. That 75 cents is a reasonable rate for gas in Chicago has been already *prima facie* established in so far as any act of this council can establish the fact by an ordinance which received the unanimous approval of the City Council and the then executive of the city. The fact that the reasonableness of that figure has not been questioned in any of the litigation now pending between the city and the present companies is significant.

With a 75 cent rate previously established in an ordinance passed by the unanimous vote of this council and litigation pending thereon, in which the reasonableness of that rate has never been questioned, it seems a most manifest public duty not to fix a higher rate until such necessity has been established by satisfactory testimony.

Aside from the valuable privileges of consolidation given in this ordinance, the proposed ordinance forces the City of Chicago to assume the payment from general funds for the gas used in lighting the city's streets. The claims of the city for compensation against the gas company, which in the past have been an off-set against the claims of the com-

pany for lighting the city's streets, are wiped out by the terms of this ordinance. In future, under the terms of this ordinance, Chicago would be charged several hundred thousand dollars annually for gas used in lighting the city's streets. When the condition of the city's treasury and the needs of the city's police force are considered on the one hand, and the great benefits conferred by this ordinance on the gas companies on the other, this seems to impose an unnecessary hardship upon the city.

It is further to be noted that there is no provision in this ordinance for the regulation and inspection of meters at the expense of the companies, which has been the cause of very serious complaint against the companies in recent years.

Because of the foregoing facts, in the exercise of my duty as Mayor of this city, I feel that I am bound to, and I do hereby, veto this ordinance, and respectfully recommend that the subject matter of fixing the price and quality of gas to be furnished by the gas companies of this city to the city and the gas consumers of this city be re-committed to the Committee on Gas, Oil and Electric Light, with instructions that that committee demand from the gas companies of Chicago an opportunity to fully and thoroughly examine the books of said companies to ascertain the true and actual cost of the manufacture and distribution of gas in the City of Chicago, and that in default of that opportunity being given to it within 30 days, that it fix the price of gas at 75 cents per thousand cubic feet for the next ensuing five years.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Young moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor the Mayor was passed.

The motion prevailed.

Ald. Young moved that the ordinance

be passed, the veto of His Honor the Mayor, to the contrary notwithstanding.

The motion prevailed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Pringle, Foreman, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Considine, Riley, Maypole, Harkin, Smith, Kunz, Nowicki, Sitts, Conlon, Brennan, Ryan, Powers, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter—57.

**Nays**—Dixon, Richert, Uhlir, Zimmer, Beilfuss, Dever, Finn, Werno, Bradley, Race—10.

The following is the ordinance as passed:

#### AN ORDINANCE

Regulating the price of gas.

*Be it Ordained by the City Council of the City of Chicago:*

**SECTION 1.** That no corporation, company or companies, firm or person, manufacturing, selling, supplying or distributing gas in the City of Chicago for illuminating or for fuel purposes, shall charge, exact, demand or collect from any consumer thereof, for the next five years from and after the taking effect of this ordinance, more than the sum of eighty-five cents for one thousand cubic feet of gas consumed or used. Said sum of eighty-five cents per one thousand cubic feet of gas shall be the net price charged, exacted, demanded or collected from each consumer; provided, however, that any corporation, company or companies, firm or person, distributing or selling gas in the City of Chicago, may charge ninety-five cents per one thousand cubic feet of gas furnished to such consumer in all cases where payment at the rate of eighty-five cents per one

thousand cubic feet is not made to said corporation, company or companies, firm or person, within ten days from the date of bill for same. The illuminating gas so furnished shall afford a light of not less than twenty-two candle power, to be measured and ascertained at the places of consumption in said city by the most modern appliances known to science for measuring the candle power of illuminating gas; provided, however, that for gas consumed by the City of Chicago the price charged per one thousand cubic feet shall not exceed eighty-five cents regardless of date of payment for same.

**SEC. 2.** That any company, corporation, person or persons, who shall, during the five year period above mentioned, remove any meter or meters from the house, store, factory or premises of any consumer of gas in the City of Chicago, against the will and consent of any such consumer of gas who is willing to pay for gas furnished him, it or them by such company, corporation, person or persons, and tenders the amount due at the price established and fixed in Section 1 of this ordinance, shall be subject to a penalty of not less than twenty-five dollars nor more than two hundred dollars for each and every offense; provided, however, that any company, corporation, person or persons furnishing gas to consumers in the City of Chicago shall have the right to remove any meter or meters for the purpose of repairing the same, on condition that such meter or meters so removed shall be replaced, or a new one substituted in its place, within twenty-four hours of the time of the removal of any such meter or meters.

**SEC. 3.** That any company, corporation, person or persons who shall, in violation of the provisions of the preceding sections, charge or require the City of Chicago, or any citizen thereof, or any consumer of gas therein, to pay for gas furnished to it or them, or either of them, during the five year period men-

tioned in Section 1, a sum in excess of the rates specified in said Section 1, or who shall, during said period, furnish to the said city of Chicago, or any citizen thereof, or any consumer of gas therein, manufactured gas of less than twenty-two candle power, shall be subject to a penalty of not less than twenty-five dollars, nor more than two hundred dollars, for each and every offense.

SEC. 4. That the ordinance passed by the City Council of the City of Chicago on October 15, 1900, regulating the maximum prices of gas to be charged to consumers and to the City of Chicago by persons, firms or corporations manufacturing, selling or distributing gas within the City of Chicago be and the same is hereby repealed, except as hereinafter provided.

SEC. 5. That the repeal of the ordinance mentioned in the preceding section shall not affect suits pending or rights existing at the time this ordinance takes effect or penalties then incurred, but the City of Chicago and all persons, firms, companies or corporations who were consumers of gas within the City of Chicago during any portion of the time said ordinance was in effect, shall hereafter have the right, severally and respectively, to bring and maintain such suit or suits in any court or courts of competent jurisdiction for the purpose of recovering any and all penalties, demands, overcharges or claims based on or growing out of the rights conferred by said ordinance of October 15, 1900, in the same manner and to the same extent as if said ordinance had not been repealed; and the said ordinance of October 15, 1900, shall continue in full force and effect for all the purposes aforesaid.

SEC. 6. That any company or companies manufacturing or distributing gas may purchase or sell gas to or from any other company or companies manufacturing or distributing gas in the City of Chicago; and any such company or companies may lease and demise to any

other company or companies, mains, pipes, meters, works, plant and appliances, or any part thereof, of such company or companies, on such terms as said companies may agree upon, and such other company or companies may take and acquire the mains, pipes, meters, works, plant and appliance, or any part thereof, so leased and demised, and thereafter operate the same and manufacture and distribute gas by means thereof; and such purchase and sale of gas, or such lease and demise of pipes, mains, meters, works, plant and appliances, or any part thereof, shall never be held or construed to be an abandonment or waiver of any ordinance rights of the company or companies so selling gas or leasing and demising its mains, pipes, meters, works, plant and appliances, or any part thereof, nor as authorizing the assignment of any ordinance vested in the company so selling gas, or leasing and demising its mains, pipes, meters, works, plant and appliances, or any part thereof, nor as authorizing a lease and demise of franchise rights not authorized by the laws of the State of Illinois; provided, however, that if the State of Illinois, or the City of Chicago or any other governmental authority or agency shall hereafter at any time after said period of five years regulate or seek to regulate the price or quality of gas furnished or sold, or to be furnished or sold, in the City of Chicago by any of the said companies the said companies and each of them expressly agree that no purchase or sale contract, agreement, lease or demise authorized by this section or by this ordinance shall operate to deprive or shall be held or considered as depriving or having deprived said State, City or other governmental authority or agency of the right or any right to make such regulation after said period of five years or as lessening in any way such right of regulation, and the said companies and each of them agree that nei-

er they nor any of them will or can set up or urge any of the provisions of this ordinance or any purchase, sale, contract, agreement, lease or demise authorized herein or hereby for the purpose or with the effect of obtaining or fixing any higher price or lower quality for gas sold or furnished in said City of Chicago than the price or quality which may at any time after said period of five years be fixed or established by said State or City or any other governmental authority or agency. It is expressly understood and agreed, however, that none of said companies by accepting this ordinance or by reason of any of the provisions thereof concedes that the City of Chicago has now or may hereafter have any power or authority to regulate the price or quality of gas furnished or used in said city, but said companies and each of them expressly agrees to comply with the terms and provisions of Section 1 of this ordinance as to the price and quality of gas furnished by said companies or any of them during the said period of five years fixed therein.

SEC. 7. Section 13 of the ordinance passed February 25, 1895, and accepted March 4, 1895, granting the right to the Ogden Gas Company to construct, maintain and operate gas works in the City of Chicago and Section 12 of the ordinance passed July 23, 1894, accepted August 22, 1894, granting the right to the Universal Gas Company to construct, maintain and operate gas works within the City of Chicago, and each of said sections shall be and they are hereby repealed; provided, however, that nothing herein contained shall ever be held or construed as in any manner prejudicing or affecting the right of the City of Chicago to purchase the entire plant of said Ogden Gas Company and all its property and effects of every kind and description within the City of Chicago, at the appraised value thereof at the time and in the manner and subject to the terms and conditions expressed in Section 14 of said ordinance granting

to the Ogden Gas Company the right to construct, maintain and operate gas works in the City of Chicago, nor as in any manner prejudicing or affecting the right of the City of Chicago to purchase the entire plant of said Universal Gas Company and all its property and effects of every kind and description within the City of Chicago, at the appraised value thereof at the time and in the manner and subject to the terms and conditions expressed in Section 13 of the said ordinance granting the right to the Universal Gas Company to construct, maintain and operate gas works within the City of Chicago.

SEC. 8. The Ogden Gas Company and any company or companies manufacturing or distributing gas, to whom it may sell gas or to whom it may lease and demise its mains, pipes, meters, works, plant and appliances, or any part thereof, as hereinbefore authorized, are hereby released and absolved from the payment, from and after the taking effect of this ordinance, of the compensation provided to be paid to the City of Chicago in and by Section 9 of said ordinance passed February 25, 1895, granting to said Ogden Gas Company the right to construct, maintain and operate gas works in the City of Chicago, which said Section 9 of said ordinance be and it is hereby repealed; and the Universal Gas Company and any company or companies manufacturing or distributing gas, to whom it may sell gas or to whom it may lease and demise its mains, pipes, meters, works, plant and appliances, or any part thereof, as hereinbefore authorized, are hereby released and absolved from the payment, from and after the taking effect of this ordinance, of the compensation provided to be paid to the City of Chicago in and by Section 8 of said ordinance passed July 23, 1894, granting to said Universal Gas Company the right to construct, maintain and operate gas works in the City of Chicago, which said Section 8 of said ordinance be and it is hereby re-

pealed. And the Peoples Gas Light and Coke Company, the Ogden Gas Company and the Universal Gas Company are hereby severally released and discharged from all obligations to make payment of any compensation to the City of Chicago under said ordinances or otherwise; provided, however, nothing herein contained shall ever be construed as releasing or waiving the existing obligation to pay, from and after the passage and taking effect of this ordinance, five per cent of the gross receipts from the sale of natural gas, as hereinafter mentioned.

SEC. 9. The amount due from the Peoples Gas Light and Coke Company to the City of Chicago up to the time of taking effect of this ordinance, being five per cent of the gross revenue derived from the sales of natural gas, shall be paid to the City of Chicago by crediting said amount upon the sum of upwards of \$1,300,000 due from the City of Chicago to the Peoples Gas Light and Coke Company for gas furnished for lighting the streets of the City of Chicago by said the Peoples Gas Light and Coke Company. The Peoples Gas Light and Coke Company shall release and discharge the City of Chicago from the payment of the net amount due from the City of Chicago for gas supplied by said the Peoples Gas Light and Coke Company for lighting the streets of the City of Chicago. The Ogden Gas Company shall pay in cash to the City of Chicago the amount due up to the time of taking effect of this ordinance, being upwards of \$117,000, on account of the compensation provided to be paid in and by Section 9 of said ordinance passed February 25, 1895. The City of Chicago shall release all claims it has against the Universal Gas Company on account of claims for unpaid compensation under said ordinance passed July 23, 1894. The Universal Gas Company shall release and discharge the City of Chicago from all claims it has against said City of Chicago for a refund of moneys heretofore deposited with the City of Chicago

by said Universal Gas Company. The Peoples Gas Light and Coke Company shall pay the five per cent on the gross revenue derived from the sales of natural gas in the City of Chicago from and after the taking effect of this ordinance.

The bill filed by the City of Chicago against the Ogden Gas Company, The Peoples Gas Light and Coke Company, and the Farmers' Loan and Trust Company, pending in the Circuit Court of the United States for the Northern District of Illinois, and being general number 25879 of said court, shall be forthwith dismissed by the City of Chicago without costs to either party.

SEC. 10. Nothing in this ordinance contained shall extend or enlarge the period within which any of the companies mentioned herein or any grantee or lessee thereof is now or may hereafter be authorized by ordinance or otherwise to manufacture, sell or supply gas in the said City of Chicago or to occupy or use any of the streets, alleys or public grounds in said city or any part thereof.

SEC. 11. This ordinance shall first be published in the manner provided by law, and ten days after such publication has been made this ordinance shall take effect, provided, The Peoples Gas Light and Coke Company, the Ogden Gas Company and the Universal Gas Company shall severally accept the same in writing, and the Ogden Gas Company pay the amount in cash due the City of Chicago from said Ogden Gas Company, and The Peoples Gas Light and Coke Company acknowledge to the City of Chicago payment in full of all net sums due it from the City of Chicago on account of gas furnished for lighting the streets of the City of Chicago, and the Universal Gas Company shall, in writing, release and discharge the City of Chicago of and from the payment of all sums due to said Universal Gas Company on account of moneys heretofore deposited with the City of Chicago by said Universal



Gas Company, all during said period of ten days; and upon the taking effect of this ordinance, this ordinance shall constitute a contract by and between the City of Chicago and said The Peoples Gas Light and Coke Company, and by and between the City of Chicago and said Ogden Gas Company, and by and between the City of Chicago and said Universal Gas Company.

ALSO,

The following communication:

THE SANITARY DISTRICT OF CHICAGO, }  
February 14, 1906. }

*To the Honorable, the Mayor and the City Council of the City of Chicago:*

GENTLEMEN — The development of water power created by the Drainage Channel has reached a point that enables the Trustees of the Sanitary District to state a time when delivery of the

electrical energy will be made to the sub-station located at the city limits and the canal. The date will be January 1, 1907, and the Trustees are prepared to enter into contracts with any and all municipalities within the limits of the Sanitary District for such electrical energy as may be required for municipal purposes, at a cost price of \$26.40 per horse power per year, on a basis of 24-hour service.

It is probable that some of the municipalities cannot make use of power 24 hours a day, and in such event a service of 12 hours will be furnished at a price of \$20 a horse power per year, and the Trustees of the Sanitary District will endeavor to dispose of the power for the remaining 12 hours.

The price of \$26.40 per horse power for 24 hour service represents the true cost to the Sanitary District, as shown in the following itemized statement:

Total cost of development and transmission.....	\$3,500,000.00
Estimate of cost—	
Interest on investment at 4 per cent.....	\$140,000.00
Taxes on real estate, building, etc.....	7,620.00
Depreciation on buildings, at 1 per cent.....	3,650.00
Depreciation on water wheels, at 2 per cent.....	2,027.32
Depreciation on generators, at 2 per cent.....	1,824.60
Depreciation on pole line, at 3 per cent.....	2,020.50
Depreciation on other electrical apparatus, at 3 per cent	3,995.52
Total fixed charges.....	161,137.94
Operating expenses—	
For power and sub-station labor.....	\$ 63,240.00
For repairs to machinery and buildings.....	3,700.00
For incidental expenses.....	1,200.00
Operating Lawrence avenue pumping station.....	43,960.00
Operating 39th street pumping station.....	120,380.00
Interest on investment, 39th street station, at 4 per cent.	15,599.76
Total operating expenses.....	\$ 248,079.76
Total cost per year to Sanitary District .....	\$409,217.70

With 15,500 horse power delivered at the sub-station the cost per horse power will therefore be \$26.40.

To avoid delays in considering the application of electrical power the following data is given:

Power will be delivered to purchasers at the sub-station located at West 48th avenue and the canal. The responsibility and cost of transmission from that point must be assumed by purchasers.

Power will be measured at the sub-station switchboard, assuming 746 watts as a horse power.

Alternating current of 60 cycles at either 6600, 9000 or 11000 volts will be furnished.

The current will be suitable for alternating current motors and arc and incandescent lighting.

If used for street lighting purposes, an ordinary arc lamp will require about one horse power, measured at the station.

The cash cost involved in maintaining an arc lamp for street lighting purposes should not exceed the following amounts in small cities:

AVERAGE YEARLY COST.

Carbons .....	\$ 3.75
Globes .....	.75
Repairs to lamps.....	1.25
Repairs to circuits.....	.50
Labor .....	11.00
Power .....	20.00

Total cash cost.....\$37.25

Add to the above for other charges, as circumstances warrant:

Depreciation on cedar pole lines, 5 per cent.

Depreciation on lamps, 5 per cent.

Depreciation on station switchboard, 2 per cent.

Depreciation on station transformers, 3 per cent.

Interest on investment.

From the information herein contained it is hoped that you will be enabled to decide upon the following questions and advise the Trustees of the Sanitary District of your decision within 30 days:

Do you desire to obtain any power from the Sanitary District?

How many horse power will you use and pay for from January 1, 1907?

How many horse power will you require ultimately?

During what hours will power be required?

What terms of years will you contract for power?

An early consideration of this matter by you will materially assist the Trustees of the Sanitary District in the proper disposition of the power.

When the full flow of water is available in the canal, which will probably be within six or seven years, the power can be increased to 31,000 horse power with an additional outlay of \$450,000. The true cost will then be reduced to \$14.97, and it is the intention of making a provisional reduction to this figure in all contracts made at this time, to the effect that all municipalities entitled thereto may secure the benefit of the power at cost to the Sanitary District.

The interests of the taxpayers demand that practical use be made of the power from the date it will be ready for delivery, and such power as may not be contracted for by municipalities, for their own use, will be advertised for sale. Should the aggregate power required by municipalities exceed that available, the supply to each will be pro-rated on an equitable basis.

If a municipality leases power for a 12 hour period, paying therefor the \$20 rate, the Trustees of the Sanitary District will make an equitable reduction in the charge, provided the same power is leased at a profit for the remaining 12 hours.

Respectfully yours,

ROBERT R. McCORMICK,  
*President.*

I. J. BRYAN,  
*Clerk.*

Which was referred to the Committee on Finance.

ALSO,

The following communication:

CHICAGO, Feb. 14, 1906.

*Hon. Edward F. Dunne, Mayor, and the  
Hon. City Council, Chicago, Ill.:*

GENTLEMEN—I enclose herewith a petition containing the signatures of a large number of voters of the 25th ward, residing along the north shore from Wilson avenue north to the city limits. I have had my stenographer place these names in such shape that they can be readily counted. I am also sending the signatures and addresses on the postal cards of the voters in question. I beg to request that these cards be preserved and returned to me.

I am enclosing with this letter a postal card signed by Mr. George M. Seward, who resides at 1928 Kenmore avenue, close to Wilson avenue, and would ask that you note the changes both on the address side of the card and on the reply side. Mr. Seward is Secretary of the Chicago & Milwaukee Electric road, which road operates an electric line from Evanston north. I think this card itself bears out the North Shore Improvement Association in their belief somewhat. Mr. Seward is a member of the North Shore Improvement Association, and only recently served on a committee which waited upon your Honor in connection with a school house that is being erected at the present time on Kenmore avenue, at the corner of Wilson avenue.

I am writing this letter in the interest of the North Shore Improvement Association, which I have the honor of being president of, and I trust that you will be good enough to call the Honorable City Council's attention to same.

Thanking you in advance for any courtesies, believe me

Yours faithfully,

JOHN V. FOX,

*President North Shore Improvement Association.*

Which was placed on file.

The City Clerk submitted the following communication:

CITY CLERK'S OFFICE, }  
February 14, 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinances, which have been filed in this office since your last preceding meeting:

Acceptance and bond of A. Bolter's Sons, under ordinance of January 29, 1906;

Bond of Monarch Refrigerating Company, under ordinance of January 29, 1906;

Bond of Marshall Field & Company, under ordinance of January 22, 1906;

Renewal of bond of General Fire Alarm and Watch Service Company, under ordinance of May 20, 1903.

Yours respectfully,

A. C. ANSON,

*City Clerk.*

Which was placed on file.

ALSO,

The petitions of Christian Nielson, Ellen Dempsey and John J. Fitzgibbon, for damages on account of track elevation.

The petition of the Shipowners' Dry Dock Company, for payment for repairs made on the fireboat "Geyser," which were

Referred to the Committee on Finance.

The City Comptroller submitted duplicate pay rolls for the month of December, 1905.

Which were placed on file.

The Commissioner of Public Works submitted the following communication:

DEPARTMENT OF PUBLIC WORKS, }  
CHICAGO, February 7, 1906. }

*To the Honorable, the Mayor, and the City Council:*

GENTLEMEN—In compliance with Coun-

cil order of December 11, I herewith transmit report of action taken by the Department of Public Works relative to installing lights at railroad crossings. The report is a correct statement of the situation. This department proposes to proceed in this matter until all the crossings which the roads are liable to light are lighted.

Very truly yours,

JOSEPH M. PATTERSON,

*Commissioner of Public Works.*

Which was placed on file.

The Board of Local Improvements submitted a corrected list of assessment rolls filed in the County Court January 26, 1906; also rolls filed February 2, 8 and 9, 1906.

Which were placed on file.

ALSO,

A report and ordinance establishing the grade of sundry streets.

By unanimous consent the ordinance was put upon its passage and passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

### FIRST WARD.

Ald. Coughlin presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the name of the street known as Central Court be and the same is hereby changed to Beaubien Court.

SECTION 2. This ordinance shall be in force and effect from and after its passage and approval.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

Ald. Coughlin presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to John V. Farwell Company, its

successors and assigns, to construct and maintain three coal holes 24x24 inches each, with iron covers for same, in the sidewalk space on the north side of Adams street, between Market street and the river, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said coal holes shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, its successors and assigns, shall restore said portion of the sidewalk at the place where said coal holes are located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said coal holes had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against,

be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted: and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, its successors and assigns, shall at all times keep the sidewalk in which such coal holes are located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, its successors and assigns, shall comply with all general ordinances of the City of Chicago now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such ordinance to be paid to the City of Chicago for such use, the grantee herein, its successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

Which was, on motion, duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Har-kin, Beilfuss, Kunz, Nowicki,

Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

Nays—Conlon, Brennan—2.

Ald. Coughlin presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Otto Young, his successors and assigns, to construct and maintain two (2) coal holes, each 2 ft. 6 in. long by 1 ft. 6 in. wide, with iron covers for same, in the sidewalk space in front of the Heyworth Building, southwest corner Wabash avenue and Madison street, Chicago, Ill., on the Wabash avenue side thereof, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said coal holes shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, his successors and assigns, shall restore said portion of the sidewalk at the place where said coal holes are located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said coal holes had been located

shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, his successors and assigns, shall at all times keep the sidewalk in which such coal holes are located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, his successors and assigns, shall comply with all general ordinances of the City of Chicago now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such ordinance to be paid to the City of Chicago

for such use, the grantee herein, his successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

**SECTION 6.** This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailay, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

Ald. Coughlin presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Midley-Jackson Company to erect and maintain a "V" sign in front of No. 167 Wabash avenue; said sign to be erected in accordance with the rules and regulations of the Department of Public Works and said permit to be subject to revocation at any time, in the discretion of the Mayor.

*Ordered*, That the Commissioner of Public Works be and he is hereby instructed to permit storekeepers to display and sell goods upon the sidewalk in front of their premises until April thirtieth next, provided that no more than three feet in

width of the street shall be used by any one.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Bell Tailoring Company to erect and maintain a vertical, double-faced electric sign in front of premises known as 138 East Madison street, Chicago, Ill. Said sign shall be 15 feet by 6 feet 4 inches. Said sign shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time, in his discretion.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Angelo Guarino for barber pole in front of the premises situate No. 58 Fifth avenue. Said barber pole shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time, in his discretion.

Which were, on motion, duly passed.

Ald. Coughlin presented an ordinance authorizing The Fair to construct a moving stairway, which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. Kenna presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to John P. Schleying, No. 97 East Washington street, to erect a glass V-shaped sign over the front door of said premises, dimensions of said sign being 18x60 inches; said sign to be constructed and erected in accordance with all rules and regulations of the Department of Public Works, and to the satisfaction of the Commissioner of Public Works. The permission hereby granted to be revocable by the Mayor at any time, at his discretion.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt the present roadway of Twentieth street, from Indiana avenue to Calumet avenue.

By unanimous consent, on motion of Ald. Coughlin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

## SECOND WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Cottage Grove avenue to Prairie avenue and between Twenty-second street and Twenty-third street.

By unanimous consent, on motion of Ald. Dixon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese,

Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

## THIRD WARD.

Ald. Pringle presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to install two street lights on the north side of Thirty-ninth street, between Stewart avenue and Butler street.

Which was, on motion, duly passed.

Ald. Pringle presented an ordinance in favor of A. T. Averill to construct two bridges to connect buildings on Thirty-fifth street, between Vincennes avenue and Ellis Park, which was

Referred to the Committee on Streets and Alleys, South Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Thirty-third street to Thirty-fourth street, and between Michigan avenue and Indiana avenue.

By unanimous consent, on motion of Ald. Pringle, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps



Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

#### FOURTH WARD.

Ald. Dailey presented the claim of John Dillon for reserve due him on account of paving Twenty-seventh street, which was

Referred to the Committee on Finance.

#### FIFTH WARD.

Ald. McCormick presented the claims of Daniel Leecy for personal injuries and Michael Murphy for refund of water tax, which were

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Fisk street, from Thirty-second place to 1,035.62 feet south of Thirty-second place.

By unanimous consent, of motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, **Hurt, Scully, Hoffman**, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Har-kin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

#### SIXTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Forty-third street to Forty-fourth place and between Lake avenue and Oakenwald avenue.

By unanimous consent, on motion of Ald. Potter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Har-kin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

#### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt Calumet avenue, from Thirty-ninth street to Forty-third street.

By unanimous consent, on motion of Ald. Young, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Har-kin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward),

Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

### SEVENTH WARD.

Ald. Snow presented an ordinance repealing an ordinance vacating part of Muskegon avenue, between One Hundred and Fifteenth street and One Hundred and Thirtieth street.

Which was, on motion of Ald. Moynihan, deferred.

Ald. Snow presented the claims of James F. Jordan for personal injuries; J. Laurence Laughlin for certificate of deposit account of laying water main; Augustus W. Wright for certificate of deposit account of laying water main, which were

Referred to the Committee on Finance.

Ald. Snow presented a communication from Chief Boiler Inspector suggesting certain changes in the Code regarding boiler inspection and fees, which was

Referred to the Committee on Judiciary.

Ald. Snow presented an order for a permit to the Metropolitan Amusement Company to erect a scenic railway in Sans Souci Park, corner Cottage Grove avenue, Sixtieth street and Langley avenue, which was

Referred to the Committee on Building Department.

Ald. Bennett presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next meeting of this Council, after the meeting held Wednesday, February 14, 1906, be and the same is hereby set for Monday, February 26, 1906, at 7:30 o'clock P. M.

SECTION 2. This ordinance shall be in

force and effect from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

Ald. Bennett presented the petitions of Charles F. McCarter and William J. O'Donnell for personal injuries, which were

Referred to the Committee on Finance.

### EIGHTH WARD.

Ald. Moynihan presented an order for a permit to Dr. C. F. Swan for second-story rear addition to building No. 9139 Commercial avenue, which was

Referred to the Committee on Building Department.

Ald. Moynihan presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to compel the various railroad companies running trains through the Eighth Ward to erect gates and maintain gatemen at all unprotected grade crossings in said ward.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a sys-

tem of streets, as follows, to-wit: On the south side of Seventy-ninth street, from Escanaba avenue to 125.25 feet east of Exchange avenue, etc.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

### ELEVENTH WARD.

Ald. Cullerton presented the following resolution:

WHEREAS, The City Council is now engaged in an effort to enact legislation that will provide sufficient funds to increase the efficiency of the police and other departments; and,

WHEREAS, It is desirable that such increase of revenue be derived from all industries properly subject to special taxation; and,

WHEREAS, On December 18, 1905, an order was passed by this Council, suspending the enforcement of what is known as the wide tire ordinance; and,

WHEREAS The Chicago City Railway and the Union Traction Company have paid into the City Treasury as licenses during the year 1904 the sum of \$117,020.18; and,

WHEREAS, Said license fees are grossly inadequate and not even sufficient to pay

the expense of the city for extra police service necessary for the protection of the citizens at street railway crossings by the operation of the cars of said company; and,

WHEREAS, The said companies, in an application to the City Council for extension ordinances, have proposed to pay the city a license in the shape of a percentage on this income which would amount for the first year to about \$700,000.00;

*Therefore, Resolved,*

First—That the said order of December 18, 1905, relating to the suspension of the enforcement of the wide tire ordinance, same being published on page 1935 of the Council Proceedings, be, and the same is hereby rescinded and the Mayor and the Chief of Police be instructed to strictly enforce said ordinance.

Second—That the Mayor and Chief of Police be, and they are hereby instructed to strictly enforce Section 2325 and all following sections to and including 2346 of Article III of the present Code of 1905, referring to public carts, express wagons, furniture vans, trucks, drays, etc.

Third—That the Corporation Counsel be, and is hereby requested to prepare and submit to the Council ordinances providing for the licensing of the following special industries on the following basis, respectively:

Ice cream parlor, \$10.00 per year.

Fruit store and fruit stands, \$25.00 per year.

Wagons or other vehicles used for peddling alcoholic liquors other than beer, \$300.00 per year.

Wagons and other vehicles used for peddling bottled beer, pop, ginger ale, \$100.00 per year.

Hotels, \$25.00 per year.

Fourth—That the Corporation Counsel be, and is hereby requested to present at an early date ordinances to this

Council providing for a yearly license fee to be paid to the city by the Union Traction Company and the Chicago City Railway Company of \$100.00 per year for each and every car used by said companies, respectively. Such ordinances to preserve all rights of the city and of said companies, existing prior to the passage of such proposed ordinances, pending any negotiations for new or extension of old ones to said companies.

*Be it Further Resolved*, That the Corporation Counsel report proper ordinance to this Council at its next regular meeting increasing license fees 20 per cent on all industries at present paying license and not mentioned in the above preamble and resolutions.

Which was referred to the Committee on License.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a plank sidewalk on both sides of West Seventeenth street, from South Ashland avenue to South Hoyne avenue.

By unanimous consent, on motion of Ald. Hoffman, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

#### TWELFTH WARD.

Ald. Zimmer presented an order for a

permit to complete building located at 1375 St. Louis avenue, which was

Referred to the Committee on Building Department.

#### THIRTEENTH WARD.

Ald. Riley presented an ordinance in favor of Allis-Chalmers Company for a switch track across the alley between Twelfth and Taylor streets, Washtenaw and Fairfield avenues, which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Riley presented an order for a permit to Frank D. Wade to complete porch on building located at Douglas boulevard and Grenshaw street, which was

Referred to the Committee on Building Department.

Ald. Riley presented an order for a permit to M. J. Gleason to finish porch on building located at 640 Douglas boulevard, which was

Referred to the Committee on Building Department.

#### FIFTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: South side of Augusta street, from North Kedzie avenue to North California avenue, etc., etc. •

By unanimous consent, on motion of Ald. Beilfuss, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stew-

art, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

### SIXTEENTH WARD.

Ald. Nowicki presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place an electric light at the corner of Armitage avenue and Mendel street.

Which was, on motion, duly passed.

Ald. Nowicki presented the claim of Mrs. P. J. Benson for rebate of water tax, which was

Referred to the Committee on Finance.

### SEVENTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Fry street, from North Ashland avenue to Rose street.

By unanimous consent, on motion of Ald. Dever, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Har-kin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell,

Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt Holt street, from West Chicago avenue to Cornell street.

By unanimous consent, on motion of Ald. Sitts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Har-kin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

### EIGHTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt North Ada street, from Austin avenue to 70 feet north of West Kinzie street.

By unanimous consent, on motion of Ald. Conlon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Har-kin, Beilfuss, Smith, Kunz, Nowicki,

Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

### NINETEENTH WARD.

Ald. Ryan presented the claims of Michael W. Ryan for damage to property on account of erection of city electric power house; also of Metropolitan Contracting Company for extras on sewer contracts, which were

Referred to the Committee on Finance.

### TWENTY-FIRST WARD.

Ald. McCormick presented the claim of Mason, Lewis & Co. for payment of balance due upon certain defaulted special assessment bonds and coupons, which was

Referred to the Committee on Finance.

Ald. McCormick presented an ordinance amending Section 675 of the Revised Municipal Code of 1905 in re. buildings required to have fire escapes and standpipes, which was

Referred to the Committee on Building Department.

Ald. McCormick presented the claim of the Eaton estate for payment of special assessment voucher reported lost, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Cass street to Rush street and between Ohio street and Indiana street.

By unanimous consent, on motion of Ald. McCormick, the ordinance was

passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Chestnut street to 114 feet south thereof and between North State street and Cass street.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving

with granite blocks the alley from North State street to Cass street, between Ohio street and Indiana street.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with brick the north and south alley from Superior street to Huron street, and between Rush street and Lincoln Park boulevard.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wend-

ling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and macadamizing the present roadway of Bellevue place, from Rush street to Lake Shore boulevard.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

## TWENTY-SECOND WARD.

Ald. Dougherty presented the claim of James Lyman for payment of reserve on account of improvement of Waveland avenue, which was

Referred to the Committee on Finance.

## TWENTY-THIRD WARD.

Ald. Schmidt presented the claim of Thomas Burke and assigns for voucher against special assessment warrant for building sewers in Gladys avenue, which was

Referred to the Committee on Finance.

**TWENTY-FIFTH WARD.**

Ald. Williston presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the name of the street heretofore known as Devon avenue, from Evanston avenue to Lake Michigan, be and the same is hereby changed to Sheridan Road.

SECTION 2. That all ordinances or parts of ordinances conflicting with this ordinance be and the same are hereby repealed.

SECTION 3. This ordinance to be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

**TWENTY-SIXTH WARD.**

Ald. Lipps presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed and ordered to at once remove or cause to be removed the obstruction on Cullom avenue between Clark street and Ashland avenue.

Which was, on motion, duly passed.

**TWENTY-SEVENTH WARD.**

Ald. Butler presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to have a 4-inch water connection made in front of the German Church on the south side of Montrose avenue, one block east of Milwaukee avenue, and permit of the free use of water for church purposes.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a sewer in Carmen avenue, from Lincoln avenue to North Western avenue.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

**TWENTY-EIGHTH WARD.**

Ald. Raymer presented the following order:

*Ordered*, That the order passed on December 18, 1905, suspending the enforcement of the wide tire ordinance, be and the same is hereby revoked.

Which was, on motion, duly passed.



Ald. Larson presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Robert Blumenfield to string a banner across the sidewalk at 1629 Milwaukee avenue for a period of thirty days; this permit to be revocable at any time, at the option of the Mayor.

Which was, on motion, duly passed.

Ald. Larson presented the claim of Henry W. Watts for personal injuries; also claim of J. Henry Kraft for rebate of water tax, which were

Referred to the Committee on Finance.

### THIRTIETH WARD.

Ald. Bradley presented the claim of D. J. Gillis for salary, which was

Referred to the Committee on Finance.

Ald. Burns presented the claim of Patrick Keating for personal injuries, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, filling and paving with asphalt West Fiftieth place, from South Halsted street to Union avenue.

By unanimous consent, on motion of Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell,

Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

Nays—Conlon, Brennan—2.

### THIRTY-FIRST WARD.

Ald. O'Connell presented an ordinance amending Sections 199, 219, 220, 221, 222, 253, 338, 414, 428, 732, 733, 734 and 735 of the Revised Municipal Code of 1905 (Department of Buildings), which was

Referred to the Committee on Building Department.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a water supply pipe in West Sixty-third street, from South Marshfield avenue to South Western avenue.

By unanimous consent, on motion of Ald. Roberts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

Nays—Conlon, Brennan—2.

### THIRTY-SECOND WARD.

Ald. Badenoch presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue permit to the Hamilton Park Improvement Association for free use of

water for street sprinkling of streets in district covered by above-named association, on condition that said Hamilton Park Improvement Association will clean said streets at least once under the supervision and to the satisfaction of the Commissioner of Public Works.

Which was, on motion, duly passed.

Ald. Eidmann presented the following ordinance:

#### AN ORDINANCE

Amending Section 2073 of the Revised Municipal Code of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. 2073. (Grade.) The grade for sidewalks shall be established by ordinance and a record of the same, accessible to the public, shall be kept on file in the Department of Public Works. If any person shall build or assist in building any sidewalk where no grade has been established by ordinance or contrary to any grade which may have been or may be established by ordinance of the City Council, or contrary to any of the provisions of this chapter, he shall in either case be subject to a penalty of not more than \$50 or less than \$10 for each offense and to a further penalty of \$10 for every day that he shall fail to remove or reconstruct the same after notice by the Department of Public Works.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward),

Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

Nays—Conlon, Brennan—2.

Ald. Eidmann presented the following orders:

*Ordered,* That the Commissioner of Public Works be and he is hereby authorized and directed to notify the officials of the Chicago, Rock Island & Pacific Railway Company to take proper steps to prevent storm water and such other substances from dropping from the elevated structures upon the subways beneath, from the subway at Sixty-third street to and including the subway at Seventy-sixth street, in accordance with the provisions of the ordinance of July 9, 1894, and the amendatory ordinance of January 17, 1898; also, that the Commissioner of Public Works notify the officials of the Chicago & Western Indiana Railroad Company to take similar precautions with the subways, from the subway at Sixty-third street to and including the subway at Seventy-first street, in accordance with the provisions of the ordinance of October 23, 1899.

*Ordered,* That the Committee on Finance include in the next appropriation budget the sum of \$100,000.00 for completing the paving of country roads.

Which were, on motion, duly passed.

Ald. Eidmann presented the claims of John Myers, the Chicago Permanent Building and Loan Association, John Hornung, Mary A. Lewis, George R. Bartley, Hattie B. Hartley, Rose Mott and Leonard Hornung, for damages to property, which were

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a water supply pipe in Aberdeen street, from a point 137 feet south of West Seventy-third street to a point

481 feet south of West Seventy-fourth street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a water supply pipe in South Wood street, from West One Hundred and Fourth street, produced from the west, to West One Hundred and Seventh street.

By unanimous consent, on motion of Ald. Eidmann, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell,

Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a system of sewers as follows: Normal avenue, from West Seventy-ninth street to a point 100 feet south of West Eighty-first place, etc.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a sewer in West Seventy-third place, from South Centre avenue to a point 30 feet east of the east line of South Ada street.

By unanimous consent, on motion of Ald. Eidmann, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese,

Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

Nays—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a sewer in Wallace street, from West Eighty-third street to West Eighty-first street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

Nays—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a sewer in Winston avenue, from West Ninety-ninth street to West Ninety-seventh street.

By unanimous consent, on motion of Ald. Eidmann, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Har-

kin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

Nays—Conlon, Brennan—2.

### THIRTY-THIRD WARD.

Ald. Bihl presented an order for a water main in Parnell avenue, from One Hundred and Sixteenth to One Hundred and Seventeenth streets, which was

Referred to the Board of Local Improvements.

Ald. Hunt presented an order for a permit for the Grand Crossing Tack Company to lay a water main in South Chicago avenue, which was

Referred to the Committee on Streets and Alleys, South Division.

### THIRTY-FOURTH WARD.

Ald. Ruxton presented the claim of Thomas F. Keough for refund of unused portion of amusement license, which was

Referred to the Committee on Finance.

Ald. Kohout presented an ordinance regulating the provision for seats for passengers on street railway lines, etc., which was

Referred to the Committee on Local Transportation.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt West Eighteenth street, from the first alley east of South Lawndale avenue to South Fortieth avenue.

By unanimous consent, on motion of Ald. Ruxton, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for water service pipes in South Fortieth avenue, between West Eighteenth street and West Nineteenth street.

By unanimous consent, on motion of Ald. Kohout, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

### THIRTY-FIFTH WARD.

Ald. Hunter presented the following order:

*Ordered, That* the Commissioner of Pub-

lic Works be and he is hereby directed to raise the aprons or intersections at the corner of Spaulding avenue and Le Moyne street, which were laid by city and are not up to grade, and for which in the past two years money was appropriated, but work never done. The same is true of sidewalks on north side of Pierce avenue, between Kedzie and Spaulding avenues, which is included and made a part of this order. These intersections were paid for by special assessment. The error is fault of city, and one location is right near a church. In wet weather it is impossible for people to pass without going in the street.

Which was, on motion, duly passed.

Ald. Hunter presented the following resolution:

WHEREAS, Certain streets in the Thirty-fifth Ward are without sidewalks; and,

WHEREAS, The owners of property abutting said streets are perfectly willing to pay their assessment; and,

WHEREAS, The Board of Local Improvements and Bureau of Sidewalks have taken proper steps to have wishes of the property owners complied with; and,

WHEREAS, The ordinances are ready, but cannot be legally completed, on account of two streets in one system being claimed by the various property owners of both streets as Adams street; and,

WHEREAS, Petitions from both sides have been before Committee on Street Nomenclature and are reported as lost; therefore, be it

*Resolved, That* Committee on Street Nomenclature be and they are hereby directed to at once take the necessary steps to have the names of these streets, to-wit: Adams street and Wilcox avenue, or whatever proper names should be, settled by investigation and subsequent ordinance, and that matter be attended to without further delay. A recommendation has already been made by Chief

Sidewalk Inspector, a copy of which may be had on application to him.

Which was adopted and referred to the Committee on Street Nomenclature.

Ald. Hunter presented an ordinance vacating an alley and strip of land parallel to the right-of-way of the Chicago, Milwaukee & St. Paul Railroad, beginning at a point on north line of Augusta street, etc., etc., which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Hunter presented the claims of Anton E. Gosso for personal injuries, and of F. A. Hill & Co. for water stubs, which was

Referred to the Committee on Finance.

Ald. Hunter presented an order (petition attached) for a cinder sidewalk on the north side of Harrison street, from Central avenue to Fifty-second avenue, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On the south side of West Division street, from North Kedzie avenue to North Homan avenue, etc.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wend-

ling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of North Forty-eighth avenue, from West Chicago avenue to West Kinzie street.

By unanimous consent, on motion of Ald. Race, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—65.

*Nays*—Conlon, Brennan—2.

## REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

### JUDICIARY.

The Committee on Judiciary to whom was referred an ordinance providing for safety of persons working in tunnels, conduits, etc., submitted a report recommending the passage of the same as amended.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 6, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary, to

whom was referred an ordinance providing for safety of persons working in tunnels, etc., having had the same under advisement, beg leave to report and recommend that the ordinance do pass as amended.

#### AN ORDINANCE

To provide for the safety of persons working in tunnels, shafts, conduits and other excavations in the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That any tunnel, shaft, conduit, slope or other underground working in the process of sinking, or any opening or excavation for the purpose of constructing any such shaft, tunnel, conduit, slope or other underground working within the corporate limits of the City of Chicago shall be subject to the inspection of inspectors under the direction of the Commissioner of Public Works. *Provided* that the provisions of this ordinance shall not apply to any such work constructed or performed by the City of Chicago, and provided further, that such provision shall not apply to open cut work.

SECTION 2. Such inspectors shall be appointed by the Commissioner of Public Works, in accordance with the rules and regulations of the Civil Service Act, and shall be practical and expert miners experienced in tunnel and sewer work. The inspectors shall be competent men of good character, having had at least four years practical mining experience, and having a practical and technical knowledge of the properties of mining gases, the principles of ventilation, the care and proper adjustment of hoisting engines and management, and efficiency of pumps, ropes, and winding apparatus, and the inspection above provided for shall be paid for by and be at the cost of the person, firm or corporation constructing any such work.

SECTION 3. It shall be the duty of

every person or corporation constructing any underground work within the corporate limits of the City of Chicago, to maintain, through any shaft, conduit or underground working where men or animals are employed, currents of air sufficient for the health and safety of all the men and animals employed therein, and such ventilation shall be produced by fans or other artificial means.

SECTION 4. The quantity of air to be kept in circulation and passage at a given point shall not be less than seventy-five (75) cubic feet per minute for each person, and not less than three hundred (300) cubic feet per minute for each animal, measured at the foot of the downcast; and this amount may be increased in the discretion of the inspector whenever in his judgment unusual conditions make a stronger current necessary.

SECTION 5. Every hoistway connecting any such underground work with the surface of the ground shall be equipped with substantial cages fitted to guide bars running from the top to the bottom; said cages must be safely constructed, must be furnished with boiler iron covers to protect persons riding thereon from falling objects, and they must be equipped with safety catches or devices of an improved character. Such cages carrying persons shall be fitted up with iron bars or rings in proper places of a sufficient number to furnish a secure hand hold for every person riding thereon. No more than one (1) person in proportion to each two (2) square feet of floor surface of said cage shall be carried in said cages.

SECTION 6. The ends of the hoisting cables attached to the cages shall be well secured on the drums and to the cages so as to meet with the approval of the inspector in charge of such work.

SECTION 7. Whoever shall violate any of the provisions of this ordinance, where no other penalty is provided, shall be subject to a penalty of not less than ten dollars (\$10.00) for every such offense.

SECTION 8. This ordinance shall be in force and effect from and after its passage.

MILTON J. FOREMAN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance amending the Revised Municipal Code in re. speed of railroad trains submitted a report recommending the passage of an accompanying substitute ordinance, and the publication of the communication from the Corporation Counsel.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 13, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary, to whom was referred ordinance amending Revised Municipal Code in re. speed of trains, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, and that the communication from the Corporation Counsel be published.

MILTON J. FOREMAN,  
*Chairman.*

OFFICE OF THE CORPORATION COUNSEL, }  
November 21, 1905. }

*Honorable Milton J. Foreman, Chairman,  
Committee on Judiciary, City Council:*

DEAR SIR: In response to your request of even date, I have examined the ordinance introduced at the meeting of the Council held November 13, 1905, and referred to the Judiciary Committee, amending Sections 1978 and 1994 of the Revised Municipal Code of 1905. I have prepared and hand you herewith a substitute for said ordinance. I am

of the opinion that said substitute ordinance is valid and is a proper ordinance for the Council to pass.

During the work of revising the Municipal Code the provisions relating to enclosing walls and fences along railroad tracks were retained, while the section of the Code permitting railroads which had constructed such enclosing walls or fences to operate at various rates of speed in the different districts into which the city was divided was inadvertently omitted. It is not just that the burden placed upon the railroad companies should be retained and the privileges which accompany such burdens should be withheld. The substitute ordinance in question has been prepared with the sole purpose of restoring the provisions that existed prior to the passage of the present Revised Code. Where enclosing walls and fences have not been erected the speed of trains is limited to ten miles an hour, except where tracks are elevated. Where enclosing walls and fences have been erected the three districts formerly existing within the city have been restored, and trains are allowed to run at the rate of speed permissible under Section 1748 of the Code of 1897.

I have also added a paragraph at the end of Section 1994 providing that where the railroad companies fail or neglect to build enclosing walls and fences in compliance with any order or ordinance of the City Council so to do, the City of Chicago may construct the same at the Company's expense. This paragraph was embodied in an ordinance passed January 30, 1905. (See Council Proceedings, p. 2253.)

In conclusion I beg to say that the passage of this substitute ordinance merely restores the provisions of the Revised Code of 1897, and amendments thereto as they existed prior to March 20, 1905, the date of the passage of the present Code, which were intended by this department and the revisors of t-



Code to have been retained in the new Revised Code.

Very truly yours,

WM. H. SEXTON,

*First Assistant Corporation Counsel.*

Approved:

J. HAMILTON LEWIS,

*Corporation Counsel.*

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1978 of the Revised Municipal Code of Chicago of 1905, being the first section of Article III, of Chapter LIII thereof, shall be and the same is hereby amended so as to read as follows:

"1978. (Speed of Trains.) No railway company shall by itself, agents or employes, run any passenger train upon or along any railway track within the corporate limits of the city at a greater rate of speed than ten (10) miles an hour; nor shall any such corporation, by itself, agents or employes, run any freight car or cars upon or along any railway track within said city at a greater rate of speed than six (6) miles per hour, except as hereinafter otherwise provided in Section 1994½, in Article IV, of Chapter LIII.

"The provisions of this section shall not apply to such trains or cars while running or being operated upon railroad tracks elevated above or depressed below the surface of the streets crossing or adjacent to such tracks, in accordance with the terms of any city ordinance requiring, authorizing or permitting such elevation or depression."

SECTION 2. That Section 1994, Article IV, of the aforesaid Chapter of said Revised Municipal Code of Chicago of 1905, be amended by adding at the end thereof the following:

"And in the event that any such person, firm, company or corporation owning, leasing or operating any railroad

shall fail or neglect to construct such walls or fences and provide for the lighting of their tracks as herein required, and to erect, maintain and operate such gates, signal bells, or other safety appliances along its or their tracks, and at the street crossings thereof, within the time prescribed by the City Council, then the City of Chicago, at its election, may cause the same to be erected, constructed, completed and maintained at the expense of such person, firm, company or corporation, and such person, firm, company or corporation shall be liable to and pay the City of Chicago the whole cost and expense thereof."

SECTION 3. That Article IV of the aforesaid Chapter of said Revised Municipal Code of Chicago, of 1905, be amended by inserting after Section 1994 the following:

"Section 1994½. (City Districted for Regulation of Speed.) Whenever the provisions of Section 1994 of this Chapter shall be fully complied with by the owner or lessee of any railroad track in the City of Chicago, the speed of trains required in Section 1978, as above, shall not apply, and for the purpose of fixing the rates of speed at which such railroad companies may operate trains, locomotives, engines or cars, within the corporate limits of the City of Chicago, said city is hereby divided into districts which are severally numbered and described as follows:

The first district shall embrace all that portion of the city which is bounded on the south by the center line of 31st street; on the west by the center line of Western avenue; on the north by the center line of Fullerton avenue, and on the east by Lake Michigan.

The second district shall embrace all that portion of the city which lies between the boundary line of the first district and the following lines: On the south, the center line of 51st street extended; on the west, the center line of

West 40th avenue; on the north, the center line of Belmont avenue; on the east by Lake Michigan.

The third district shall embrace all that portion of the city lying between the outer boundary of the second district and the boundary lines of the city.

It shall be unlawful for any person, firm, company or corporation, its agents, servants or employes, to operate or run within the limits of the City of Chicago, trains, engines or cars at any speed greater than the rates herein named, to-wit: Passenger trains and light or disconnected engines in the first district, twenty (20) miles per hour; in the second district, twenty-five (25) miles per hour; and in the third district, thirty (30) miles per hour. Freight trains in the first district six (6) miles per hour; in the second district, nine (9) miles per hour; and in the third district, twelve (12) miles per hour. Switch engines or cars being moved in making or breaking up trains in any district, nine (9) miles per hour; provided that the length of all trains shall be subject to the provisions of Section 1992 of this ordinance."

SECTION 4. This ordinance shall be in force from and after its passage.

ALSO,

The same Committee to whom was referred an ordinance amending Sections 884, 885 and 887 of the Revised Municipal Code in re. fireworks, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 13, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary, to whom was referred ordinance amending Sections 884, 885 and 887 of the Revised Municipal Code in re. fireworks, having had

the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

#### AN ORDINANCE

To amend Chapter XXIV of the Revised Code of the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 884, 885 and 887 in Chapter XXIV of the Revised Code of the City of Chicago be amended so that after amendment they will read as follows:

884. (Fireworks—Discharge.) No person shall discharge or set off anywhere within the city any fireworks, fire crackers, torpedoes or other thing containing any substance of an explosive nature under a penalty of not more than ten dollars for each offense:

Provided that fireworks, fire crackers, and torpedoes may be used on the fourth day of July and on such other day, or days, as the Mayor, in his discretion, by proclamation, shall permit.

885. (Discharge in Alleys, Backyards, and near Hospitals.) No person shall fire, discharge or set off, under any circumstances, or at any time, any firearms, fireworks or other explosives in any alley or backyard, or within two blocks of any hospital, under penalty of not more than fifty dollars for each offense.

887. (Storage of Fireworks—Sale.) No fireworks, fire crackers, torpedoes or thing containing powder, or other combustible or explosive materials, shall be kept or stored within the city except in a fire proof vault constructed and located to the satisfaction and approval of the Fire Marshal, in accordance with the provisions of Chapter XXX of this ordinance relating to the storage and handling of explosives:

Provided that any person or corporation may make a written application to the Mayor for a permit to keep or expose for sale at a place other than in such a fire proof vault, fireworks, fire

crackers and torpedoes to be used on the fourth day of July, or on such other day, or days, as the Mayor shall fix or set apart, as provided in Section 884 of this ordinance. Such application shall contain the full name of the applicant and the place at which it is desired to keep or expose for sale such fireworks, fire crackers and torpedoes. Pursuant to such application and upon the payment to the City Collector of the sum of five dollars a permit shall be issued by the City Clerk authorizing the keeping or exposing for sale of fireworks, fire crackers and torpedoes at a place to be designated in said permit without a fire proof vault. Such permit shall extend for a period of five days prior to and including the fourth day of July, or such other day or days, as shall be fixed or set apart by the Mayor.

Any person or corporation violating any of the provisions of this section shall be fined not less than fifty dollars nor more than one hundred dollars for each offense. Every twenty-four hours that any such fireworks, fire crackers, torpedoes, or thing containing powder or other combustible or explosive materials, shall be kept or stored in violation of the provisions of this section, after the first conviction, shall be deemed a separate and distinct offense.

SECTION 2. That Chapter XXIV be further amended by adding thereto the following sections:

889a. (Fire Crackers—Discharge—Sale—). No fire crackers which exceed five inches in length and seven-eighths inches in diameter shall at any time be set off or discharged within the city, and such fire crackers shall not be sold or offered for sale to any retail dealer, consumer or user located within the city.

Any person violating any of the provisions of this section shall be fined not less than five dollars nor more than fifty dollars for each offense.

889b. (High Explosive Substances and Exploding Devices—Discharge—Sale.)

No substance consisting of chloride of potash and sulphur, or any substances of like nature, shall at any time be discharged or exploded by concussion within the city, and such substances and any device for discharging or exploding such substances by concussion, shall not at any time be sold or offered for sale to any retail dealer, consumer or user located within the city.

Any person violating any of the provisions of this section shall be fined not less than five dollars nor more than fifty dollars for each offense.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and approval.

MILTON J. FOREMAN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance to suppress cigarettes and adulterated tobacco and a communication from the Board of Education urging the passage of the same, submitted a report recommending that the same be placed on file.

Ald. Foreman moved to concur in the report.

The motion prevailed.

#### LICENSE.

The Committee on License, to whom was referred ordinances amending the Revised Municipal Code in re. junk shop license and soap factory license, submitted a report recommending that the same be placed on file.

Ald. Dunn moved to concur in the report.

The motion prevailed.

#### SCHOOLS.

The Committee on Schools, to whom was referred request of Board of Education to amend order of January 22d, 1906, in re. Henry Lloyd School, submitted a re-

port recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 7, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education to amend order of January 22d, 1906, in re. Henry Lloyd School, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the order passed January 22d, 1906, page 2310 of Council Proceedings concerning property adjoining Henry Lloyd School premises be and the same is hereby amended so as to read as follows:

*"Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

Lots 36 to 46, both inclusive, Block 16, in Chicago Land Investment Company's Subdivision, northeast one-quarter of Section 33-40-13, having a frontage of 267.2 feet on North 49th avenue, running from Dickens to Costello avenues, by a depth of 125 feet west of the Henry D. Lloyd School."

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred request of Board of Education to rescind action in re. property adjoining Columbus School and vacation of alley, submitted a report recommending the passage of an accompanying order and ordinance.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 7, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education to rescind action in re. property adjoining Columbus School and vacation of alley in connection therewith, having had the same under advisement, beg leave to report and recommend the passage of the following order and ordinance:

*Ordered*, That the order passed February 24th, 1904, page 2368 Council Proceedings, authorizing the Board of Education to acquire certain property adjoining the Columbus School premises be and the same is hereby rescinded.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance, providing for the vacation of certain alley in Suffern's Subdivision, in connection with the Columbus School premises, passed May 3d, 1904, page 170 Council Proceedings, be and the same is hereby repealed.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee to whom was referred requests of the Board of Education to acquire property adjoining the Whittier, Pickard, Komensky, Fulton and Columbus Schools, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 7, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred requests of Board of Edu-

cation to acquire property adjoining the Whittier, Pickard, Komensky, Fulton and Columbus Schools, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

Lots 80 to 87, both inclusive, Block 4 of S. J. Walker's Dock Addition to Chicago, being a subdivision of the northeast one-half north of the river, of Section 30-39-14, being 192 feet by 124 feet frontage on West 23d street, west of and adjoining the Whittier School premises, together with all buildings and improvements thereon.

Lots 38 to 48 both inclusive, in S. A. Goodwin's Subdivision of south one-half of Block 57 in Division of Section 19-39-14, being 275.5 feet by 131.5 feet on West 22d street, northwest corner Oakley avenue south of the Pickard School premises, together with all buildings and improvements thereon;

Lot 95 Stewart's Subdivision of Block 9 in Johnson and Lee's Subdivision of the southwest quarter Section 20-39-14, being 24 feet by 125 feet north of and adjoining the Komensky School premises on Throop street, near West 19th street, together with all buildings and improvements;

The north 16 feet of Lot 36 and all of Lots 37 to 48, both inclusive, in Block 2 in Hedenburg's Subdivision of the northwest one-quarter southeast one-quarter southeast one-quarter Section 7-38-14, together with all buildings and improvements thereon, being 316 feet by 125.5 feet located on South Wood street, southeast corner West 53d street, west of the Fulton School premises;

Lots 32 to 37, both inclusive, in subdivision of south one-half Block 7, Suffern's Subdivision of the southwest one-

quarter of Section 6-39-14, together with all buildings and improvements thereon, being 144.81 feet by 103.75 feet fronting on Leavitt street, northeast corner of Augusta street, west of the Columbus School premises.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred request of Board of Education for nine-room addition, etc, to Louis Nettelhorst School, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 7, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education for nine-room addition, etc., to Louis Nettelhorst Schools, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the sum of \$150,000 be appropriated for the erection of a nine-room addition with assembly hall to the Louis Nettelhorst School building, and to divide the present assembly hall in the old building, and that the City Comptroller is hereby authorized and directed to set aside the said sum of \$150,000 from the unappropriated balance of the building account for said building, and improvement.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance vacating alley adjoining Columbus School, submitted a report recommending the passage of the same.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 7, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred ordinance vacating alley adjoining Columbus School, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has acquired title to, or is about to acquire title to, Lots 32 to 46, both inclusive, of Subdivision of south one-half of Block 7, Suffer's Subdivision of southwest one-quarter of Section 6-39-14, in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to be used as the site of the Columbus School;

WHEREAS, The aforesaid Lots 32 to 37, both inclusive, are separated from the aforesaid Lots 38 to 46, both inclusive, by a public alley 16 feet in width running north and south between the premises;

WHEREAS, The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running north and south between the south 8 feet of Lot 32, and Lots 33 to 37, both inclusive, and Lot 38, be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein provided for become effective until there shall have been dedicated as a public alley and laid open to the public use as such, the north 16 feet of Lot 32 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take

effect and be in force from and after its passage and approval; provided that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the north 16 feet of Lot 32 aforesaid, also a plat showing the alleys so dedicated and vacated.

MICHAEL ZIMMER,

*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance vacating alley adjoining Fulton School, submitted a report recommending the passage of the same.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 7, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred ordinance vacating alley adjoining Fulton School, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has acquired title to, or is about to acquire title to, Lots 1 to 12, both inclusive, the north 16 feet of Lot 36 and Lots 37 to 48, both inclusive, in Hedenberg's Subdivision of northwest one-quarter of the southeast one-quarter of the southeast one-quarter of Section 7-38-14, in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to be used as the site of the Fulton School;

WHEREAS, The aforesaid Lots 1 to 12, both inclusive, are separated from the aforesaid Lots 37 to 48, both inclusive,

by an alley 16 feet in width running north and south between said lots.

WHEREAS, The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running north and south between Lots 1 to 12, both inclusive and Lots 37 to 48, both inclusive, be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein provided for become effective until there shall have been dedicated as a public alley and laid open to the public use as such, the north 16 feet of Lot 36 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the north 16 feet of Lot 36 aforesaid, also a plat showing the alleys so dedicated and vacated.

MICHAEL ZIMMER,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance vacating alley adjoining Pickard School, submitted a report recommending the passage of the same.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 7, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom

was referred ordinance vacating alley adjoining Pickard School, having had the same under adjustment, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has acquired title to, or is about to acquire title to, Lots 1 to 11, both inclusive, and Lots 38 to 48, both inclusive, of S. A. Goodwin's Subdivision of the south one-half of Block 57, in Division of Section 19-39-14, in the City of Chicago, County of Cook, and State of Illinois, which said lots are intended to be used as the site of the Pickard School;

WHEREAS, The aforesaid Lots 1 to 11, both inclusive, are separated from aforesaid Lots 38 to 48, both inclusive, by a public alley 16 feet in width running east and west between said lots;

WHEREAS, The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running east and west between the aforesaid lots be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein provided for become effective until there shall have been dedicated as a public alley and laid open to the public use as such, the west 16 feet of Lot 38 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the west 16 feet of Lot 38

aforesaid, also a plat showing the alleys so dedicated and vacated.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of Wm. Zurmehly against school board, submitted a report recommending that the same be referred to the Board of Education.

Ald. Zimmer moved to concur in the report.

The motion prevailed.

### STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred an ordinance granting permission to C. E. Peterson to construct a bridge over alley, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 13, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting C. E. Peterson permission to construct a bridge over alley, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to C. E. Peterson, his heirs and assigns, to construct, maintain and use an iron bridge or passageway across the alley running north and south from 49th street to 50th street west of Wentworth

avenue, and connecting the buildings erected or to be erected on Lots eleven (11) and forty (40) in Block one (1) in Eberhardt & Treat's Subdivision in the northeast quarter ( $\frac{1}{4}$ ) of the southwest quarter ( $\frac{1}{4}$ ) of the northeast quarter ( $\frac{1}{4}$ ) of Section nine (9), Township thirty-eight (38) North, Range fourteen (14) East of the Third Principal Meridian; provided, that such bridge or passageway shall be used exclusively as a passageway between said building and the lowest part of said bridge shall not be nearer than seventeen (17) feet to the surface of the alley, and said bridge shall be built of incombustible material and in a manner complying with the building ordinances and the fire ordinances and to the satisfaction of the Commissioner of Public Works and the Fire Marshal, and provided, further, that the plans for the construction of said bridge shall be filed in the office of the Commissioner of Public Works; and provided, further, that said bridge shall not be of a greater length than sixteen (16) feet nor of a greater width than three (3) feet.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto at the discretion of the Mayor.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said C. E. Peterson, his successors or assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed or until such time as said bridge or covered passageway is removed, the sum of twenty-five dollars (\$25.00) per year, payable in quarterly annual installments, in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment, annually thereafter, and it is expressly understood and agreed that if any default is made in the payment of any installment of said compensation, the privileges hereby granted shall at once



terminate. It is hereby expressly provided that the privileges herein granted shall terminate and this ordinance shall become null and void if the said grantee, or his successors or assigns, fails to promptly pay any installment of the said compensation.

SECTION 4. At the termination of the privileges hereby granted, by lapse of time or otherwise, said grantee, his successors or assigns, shall remove said bridge or passageway at his or their own expense, and without any cost or expense of any kind whatsoever to the City of Chicago; provided that in the event of a failure, neglect, or refusal on the part of said grantee, his successors or assigns, to remove said bridge or passageway, the City of Chicago may proceed to remove same and charge the expense thereof to said grantee, his successors or assigns.

SECTION 5. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privi-

leges herein granted shall thereupon cease.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided the said grantee files his written acceptance of this ordinance, together with the bond hereinabove provided for within thirty (30) days.

ERNEST BIHL,  
*Chairman.*

### STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets, and Alleys, West Division, to whom was referred an ordinance granting permission to David H. Fritts to erect an elevated switch track, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 13, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred an ordinance granting David H. Fritts permission to erect an elevated switch track, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Granting permission to David H. Fritts, his heirs, executors, administrators and assigns, to erect and operate an elevated switch track.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to David H. Fritts, his heirs, executors, administrators, and assigns, to erect, maintain and operate an elevated switch

track connecting Lot one hundred and sixteen (116), in Block twenty-eight (28), of Canal Trustees' Subdivision in Section seven (7), Township thirty-nine (39) North, Range fourteen (14), East of the Third Principal Meridian, with the tracks of the Chicago and Northwestern Railway Company, and for that purpose to cross Kinzie street, upon which the lot hereinabove described abuts, at a point on the south line of said lot about four (4) feet west of the southeast corner thereof, the said point at which said track crosses said street being more specifically shown in the plan hereto attached, which is made a part hereof; the red lines on said plan indicating the proposed track herein authorized.

SECTION 2. That the permisison and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, or at any time prior thereto, upon revocation thereof by the Mayor, at his discretion, whereupon this ordinance shall become null and void, and the ordinance shall, at any time, before the expiration thereof, be subject to amendment, modification or repeal, and in case of repeal, all privileges hereby granted shall cease and determine.

SECTION 3. The operation and maintenance of the elevated track herein provided for shall be subject to all existing ordinances of the City of Chicago, or any ordinance which may hereafter be passed relating to the use and operation of switch tracks or railway tracks, and the construction and maintenance of the said tracks shall be under the supervision and to the satisfaction and approval of the Commissioner of Public Works of the City of Chicago, and no work shall be done in and about the construction of the said track until a permit shall first have been issued by the Commissioner of Public Works of the City of Chicago, authorizing the commencement of said work.

It is made an expressed condition of

this ordinance that the said David H. Fritts, his heirs, executors, administrators and assigns, shall pay to the City of Chicago as compensation for the privileges herein granted, the sum of twenty-five dollars per annum, each and every year during the life of this ordinance. The compensation herein provided for shall be paid to the City Comptroller of the City of Chicago at his office in the City of Chicago, the first payment shall be made at the time of the approval of this ordinance, and succeeding payments annually thereafter.

The privileges hereby granted shall immediately terminate, and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 4. The said David H. Fritts, his heirs, executors, administrators, or assigns, before proceeding to do any work under the authority of this ordinance, shall execute a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000.00), with sureties to be approved by the Mayor, conditioned for the observance and faithful performance by the said David H. Fritts, his heirs, executors, administrators or assigns, of all and singular the conditons and provisions of this ordinance, and further conditioned to indemnify, save and keep harmless the City of Chicago from any loss, cost, damage, expense or liability of any kind whatsoever, which the City of Chicago may be put to, or which may accrue against, be charged to, or recovered from said city by reason of the passage of this ordinance, or by reason of the exercise by David H. Fritts, his heirs, executors, administrators or assigns, of the authority and permission herein granted.

Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privilege and au-

thority herein granted shall thereupon cease.

SECTION 5. Said David H. Fritts, his heirs, executors, administrators, or assigns, shall erect said elevated switch track to the level of the Chicago and Northwestern Railway Company's track and where it crosses said street, said elevated switch track shall be supported on a substantial trestle work structure, of wood, stone, concrete, steel or other suitable material, and a suitable passageway under said structure shall be provided of a width of not less than the width of said street between supports, and a head room of not less than eleven (11) feet in the clear. The plans for such work, before the same is begun, must be submitted to and approved by the Commissioner of Public Works, and the work must be done under his supervision and to his satisfaction and approval.

SECTION 6. During the life of this ordinance the grantee herein shall keep such portions of said street as are occupied by said switch track in good condition and repair, and safe for public travel to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said street occupied by said switch track to a condition similar to the remaining portion of said street in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 7. This ordinance shall be in force and effect from and after its passage, provided, that within thirty (30) days after its passage, the grantee shall file an acceptance of this ordinance in writing with the City Clerk of the City of Chicago.

THOS. M. HUNTER,  
Chairman.

ALSO,

The same Committee, to whom was

referred an ordinance granting permission to David H. Fritts to construct an elevated switch track, submitted a report recommending the passage of the same.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 13, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred an ordinance, granting permission to David H. Fritts to construct an elevated switch track, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to David H. Fritts, his heirs, executors, administrators and assigns, to erect, maintain and operate an elevated switch track connecting Lot forty-seven (47) in Greenebaum's Re-subdivision of Block thirty (30), in the Canal Trustees' Subdivision of Section seven (7), Township thirty-nine (39) North, Range fourteen, (14), East of the Third Principal Meridian, with the tracks of the Chicago and Northwestern Railway Company, and for that purpose to cross the intersection of Kinzie and Smart streets to the west side of said Smart street upon which the lot hereinabove described abuts, to a point at or near the northeast corner of said lot, the said point at which the said track crosses said street being more specifically shown on the plat hereto attached, which is made a part hereof.

SECTION 2. That the permission and authority herein granted shall cease and determine ten (10) years from the date

of the passage of this ordinance, or at any time prior thereto, upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void; and the ordinance shall at any time before the expiration thereof be subject to amendment, modification or repeal, and in case of repeal all privileges hereby granted shall cease and determine.

SECTION 3. The operation and maintenance of the elevated switch track herein provided for shall be subject to all existing ordinances of the City of Chicago, or any ordinance which may hereafter be passed relating to the use and operation of switch tracks or railway tracks, and the construction and maintenance of the said track shall be under the supervision and to the satisfaction and approval of the Commissioner of Public Works of the City of Chicago, and no work shall be done in and about the construction of the said track until a permit shall have been issued by the Commissioner of Public Works of the City of Chicago authorizing the commencement of said work.

It is made an expressed condition of this ordinance that the said David H. Fritts, his heirs, executors, administrators and assigns, shall pay to the City of Chicago as compensation for the privileges herein granted, the sum of seventy-five dollars (\$75.00) per annum, each and every year during the life of this ordinance. The compensation herein provided for shall be paid to the Comptroller of the City of Chicago, at his office in the City of Chicago, the first payment shall be made at the time of the approval of this ordinance, and succeeding payments annually thereafter.

The privileges hereby granted shall immediately terminate and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 4. The said David H. Fritts, his heirs, executors, administrators or

assigns, before proceeding to do any work under the authority of this ordinance, shall execute a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000.00), with sureties to be approved by the Mayor, conditioned for the observance and faithful performance by the said David H. Fritts, his heirs, executors, administrators or assigns, of all and singular the conditions and provisions of this ordinance, and further conditioned to indemnify, save and keep harmless the City of Chicago from any loss, cost, damage, expense or liability of any kind whatsoever, which the City of Chicago may be put to, or which may accrue against, be charged to or recovered from said city by reason of the passage of this ordinance, or by reason of the exercise by David H. Fritts, his heirs, executors, administrators, or assigns of the authority and permission hereby granted.

Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 5. Said David H. Fritts, his heirs, executors, administrators or assigns, shall erect said elevated switch track to the level of the Chicago and Northwestern Railway Company's track and where it crosses said streets said elevated switch track shall be supported on a substantial trestle work structure of wood, stone, concrete, steel or other suitable material, and a suitable passage-way under said structure shall be provided, of a width to be approved by the Commissioner of Public Works, between supports, and a head room of not less than eleven (11) feet in the clear. The plans for such work, before the same is begun, must be submitted to and approved by the Commissioner of Public Works, and the work must be done under

his supervision, and to his satisfaction and approval.

SECTION 6. During the life of this ordinance the grantee herein shall keep such portions of said streets as are occupied by said switch track in good condition and repair, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said streets occupied by said switch track to a condition similar to the remaining portion of said streets in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 7. This ordinance shall be in force and effect from and after its passage, provided, that within thirty (30) days after its passage, the grantee shall file an acceptance of this ordinance in writing with the City Clerk of the City of Chicago.

THOS. M. HUNTER,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance granting permission to Jackson-Corbett Co. to erect a steel structure across Mendell street, submitted a report recommending the passage of the same.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 13, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred an ordinance granting the Jackson-Corbett Company permission to erect steel structure across Mendell street, having had the same under advisement,

beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Granting authority to Jackson-Corbett Co. to erect a steel structure across Mendell street, north of Canal place.  
*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Jackson-Corbett Company to erect and maintain a steel structure across Mendell street, north of Canal place, for the purpose of operating a traveling crane. Said structure shall be used exclusively by the said grantee for the purpose of operating said crane, and the operation of same shall be in such a manner as not to interfere with travel on said street. Said structure shall be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works, and shall be located substantially as shown on the plat which is attached hereto and made a part of this ordinance.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto at the discretion of the Mayor.

SECTION 3. Said grantee shall not construct said steel structure, or in any way disturb the surface of the street, or interfere with travel on said street, until it shall have secured a permit from the Commissioner of Public Works, and said permit shall not be granted until the said grantee shall make application in writing for same, and shall comply with the terms and conditions of this ordinance. Said grantee shall do no permanent injury to said street, and shall not obstruct or encumber said street more than shall be necessary in order to enable it to construct, operate and maintain said structure. Should said structure in-

terfere with or obstruct in any manner the construction of any municipal work hereafter constructed, the grantee, its successors or assigns, shall remove said structure, or change the location thereof, as directed by the Commissioner of Public Works, at its or their own expense, and without any expense whatever to the City of Chicago. At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee shall remove said structure, and shall restore the said street, if the same shall be affected by the said structure in any manner, to a condition similar to the remaining portion of said street in said block, to the satisfaction of the Commissioner of Public Works.

SECTION 4. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000.00), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless said City of Chicago from any and all liability, cost, damage, or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city by reason of the passage of this ordinance, or by reason of any act or thing done under or by authority of the permission herein given; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon, shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges and authority herein granted shall thereupon cease.

SECTION 5. The grantee herein, its

successors and assigns, shall pay as compensation for the privileges herein granted the sum of \$25.00 per annum, during the life of this ordinance, the first payment shall be made at the time of the filing of the acceptance of this ordinance, and each payment annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago. It is hereby made an express provision of this ordinance that the privileges hereby granted shall terminate and this ordinance become null and void upon the failure of the grantee herein to pay any of the installments of compensation above mentioned.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and acceptance in writing, provided said acceptance shall be filed with the City Clerk of the City of Chicago within thirty (30) days after the passage of this ordinance; and provided the bond hereinbefore provided for shall be filed within said thirty (30) days.

THOS. M. HUNTER,

*Chairman.*

#### STREETS AND ALLEYS, NORTH DIVISION.

The Committee on Streets and Alleys, North Division, to whom was referred an ordinance granting permission to Valentine Seaver Co. to construct a bridge across alley, submitted a report recommending the passage of the same.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 13, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred ordinance granting Valentine Seaver & Co. permission to construct and maintain a bridge 5 feet wide and 10 feet high across alley running north and south

between Hammond street and Sedgwick street, north of Eugenie street, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given to Valentine Seaver Company, their successors and assigns, to construct, maintain and use a bridge or covered passageway five (5) feet wide and ten (10) feet high across the alley running north from Eugenie street parallel and between Hammond street and Sedgwick street, for the purpose of connecting the second floor of their buildings; provided that said bridge or covered passageway shall be constructed throughout of incombustible material according to plans filed with and in manner meeting the approval of the Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at all times before the expiration hereof be subject to modification, amendment or repeal, and in case of repeal all privileges hereby granted shall thereupon cease and determine, and the privileges hereby granted may be revoked at any time in the discretion of the Mayor.

SECTION 3. Before beginning the construction of said bridge the said Valentine Seaver Company shall file their written acceptance of this ordinance with the City Clerk and enter into a bond with the City of Chicago with sureties to be approved by the Mayor in the penal sum of ten thousand dollars (\$10,000), conditioned to save and keep harmless the City of Chicago from any and all damages arising from the exercise of the privilege herein granted,

or from or by reason of the construction or maintenance of said bridge or from or in consequence of any act done by said Valentine Seaver Company, their successors or assigns, or any of their agents or servants, in the construction or maintenance of said bridge, and that said Valentine Seaver Company, their successors and assigns, will at their own expense remove said bridge or covered passageway on the termination of the privilege hereby granted, or failing therein, shall repay to the City of Chicago the cost of removing the same, and that said Valentine Seaver Company, their successors or assigns, shall in all things comply fully with the terms and provisions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient, and the said Valentine Seaver Company shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 4. In consideration of the privileges hereby granted said Valentine Seaver Company shall pay to the City of Chicago a compensation at the rate of twenty-five dollars (\$25.00) per year, payable semi-annually in advance, the first payment to be made as of the date of the passage of this ordinance. It is made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance immediately become null and void if any default is made by said grantee in the prompt payment of any installment of said compensation.

SECTION 5. Upon the termination of the privileges hereby granted, whether by lapse of time or otherwise, the said Valentine Seaver Company, or their successors or assigns, shall immediately remove said bridge at their own cost and expense.

SECTION 6. This ordinance shall be in full force and effect from and after its passage and the filing of the bond and acceptance herein provided for, pro-

vided said bond and acceptance shall be filed within sixty (60) days from the passage of this ordinance.

M. D. DOUGHERTY,  
Chairman.

#### BUILDING DEPARTMENT.

The Committee on Building Department, to whom was referred an ordinance amending the building ordinance in re. fire limits, submitted a report recommending the passage of the same.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 13, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred ordinance amending building ordinance, in re. fire limits, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Paragraph 688 of Chapter XV of the Revised Municipal Code of Chicago of 1905, passed March 20, 1905, be and the same is hereby amended so that said Paragraph 688 shall hereafter read as follows:

(Fire, Limits, Exception From.)—There shall be excepted from the fire limits as hereinbefore defined, the territory bounded as follows:

Commencing at the intersection of a line seventy-five feet west of the west line of State street and a line seventy-five feet south of the south line of 47th street, thence west along said line seventy-five feet south of the south line of 47th street to a line seventy-five feet east of the east line of Wentworth avenue; thence south along said line seventy-five feet east of the east line of Wentworth avenue to a line seventy-five

feet north of the north line of 63d street to a line seventy-five feet west of the west line of State street; thence north along said line seventy-five feet west of the west line of State street to the place of beginning.

Also that territory within the lines beginning at the intersection of a line seventy-five feet west of the west line of Wentworth avenue, and a line seventy-five feet south of the south line of 47th street; thence west along said line seventy-five feet south of the south line of 47th street to a line seventy-five feet east of the east line of South Halsted street; thence south along said line seventy-five feet east of the east line of South Halsted street to a line seventy-five feet north of the north line of 63d street; thence east along said line seventy-five feet north of the north line of 63d street to a line seventy-five feet west of the west line of Wentworth avenue; thence north along said line seventy-five feet west of the west line of Wentworth avenue to the place of beginning.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

D. V. HARKIN,  
Chairman.

ALSO,

The same Committee, to whom was referred an order to issue a permit to David McBride to raise a frame cottage, submitted a report recommending the passage of the same.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, January 29, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Building Department, to whom was referred an order permit to raise frame cottage at 2800 Hillock avenue, having had the same under



advisement beg leave to report and recommend that the order do pass.

*Ordered,* That the Building Commissioner be and he is hereby directed to issue a permit to David McBride to raise frame cottage at 2800 Hillock avenue, dimensions 20 feet by 35 feet.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an order for a permit to V. Mackowiack to complete building, submitted a report recommending the passage of the order.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 13, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred an order to issue permit to V. Mackowiack to complete building at 815 31st street, having had the same under advisement, beg leave to report and recommend that the order do pass.

*Ordered,* That the Commissioner of Buildings be and he is hereby directed to permit V. Mackowiack to complete building on rear of premises known as 815 31st place.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred order, Chicago Athletic Association for wooden window frames, order for a permit to erect shed at 2241 Prairie avenue, ordinance amending Section 692, Revised Municipal Code, in re. frontage consents, submitted a report recommending that the same be placed on file.

Ald. Harkin moved to concur in the report.

The motion prevailed.

## TRACK ELEVATION.

The Committee on Track Elevation, to whom was referred an amendatory ordinance for the diversion of West 49th street into Wallace street, submitted a report recommending the passage of the same.

Ald. Dever moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 14, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Special Committee on Track Elevation, to whom was referred an amendatory ordinance to the ordinance passed by the City Council February 3, 1902, for the diversion of West 49th street into Wallace street, under the roadbed and tracks of the Grand Trunk Western Railway, having had the same under advisement, beg leave to report and recommend the same for passage.

## AN ORDINANCE

To amend an ordinance entitled "An ordinance requiring the Grand Trunk Western Railway Company, the Chicago Junction Railway Company, the Terminal Railroad Company, the Michigan Central Railroad Company as lessee of said Terminal Railroad Company, the Burton Stock Car Company, the Street's Western Stable Car Line, the Canda Cattle Car Company, the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company and the Chicago Terminal Transfer Railroad Company, respectively, to change the plane of certain of their roadbeds and railway tracks within the City of Chicago."

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance requiring the Grand Trunk Western Railway Company, the Chicago Junction Railway Company, the Terminal Railroad Company, the Michi-

gan Central Railroad Company as lessee of said Terminal Railroad Company, the Burton Stock Car Company, the Street's Western Stable Car Line, the Canda Cattle Car Company, the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company and the Chicago Terminal Transfer Railroad Company are each, respectively, hereby ordered and required to elevate the plane of certain of their roadbeds and tracks within certain limits of the City of Chicago," passed February 3d, 1902, and published on pages 1980 to 2005, inclusive, of the official records of the Proceedings of the City Council for the years 1901 and 1902, be and the same is hereby amended as follows:

Amend Section 15, right-hand column of page 2001, after the letter "A" in the 17th line from top of the page, by adding the following paragraph:

"The Grand Trunk Western Railway Company shall, before any work is done under this ordinance, procure and dedicate to the City of Chicago, for use as a public street, all that part of Lots two hundred and sixteen (216), two hundred and seventeen (217), and two hundred and eighteen (218), all of Fowler's re-subdivision of part of the South Side Homestead Association's Addition in the northwest quarter (N. W.  $\frac{1}{4}$ ) of northwest quarter (N. W.  $\frac{1}{4}$ ) of Section nine (9), Township thirty-eight (38) North, Range fourteen (14) East of the Third (3d) Principal Meridian, which lies southeast of a straight line which begins at a point in the west line of Wallace street about twenty-one and nine-tenths (21.9) feet north of the southeast corner of Lot two hundred and eighteen (218) and extends to a point in the southwest corner of Lot two hundred and sixteen (216), distant about seventy-two (72) feet west of the west line of Wallace street."

Also amend same section in the ninth line from the top of page 2004 in the left-hand column, by striking out the figures "13.0" and insert in lieu thereof the fig-

ures "30.0" and after the word "point" in the eleventh line insert the following: "About 13.0 feet north of the south line of West 49th street, about fifty-five and eighty-eight hundredths (55.88) feet west of the west line of Wallace street and from said last mentioned point run a straight line west to a point."

Also amend said ordinance in the right-hand column of page 1994 under the head of Subway in Southwestern avenue, by striking out the figures "1.88" in the second line and in lieu thereof insert the figures "3.33," and in the fourth line strike out the figures "13.62" and insert in lieu thereof the figures "12.12"; under the same head in the fifth line of the left-hand column of page 1995 strike out the figures "12.0" and in lieu thereof insert the figures "13.5."

SECTION 2. All the provisions of the ordinance as passed on February 3d, 1902, hereby amended, shall apply to the things provided for and embraced in this ordinance unless otherwise herein specially provided; and the rights, obligations, powers and duties of the City of Chicago and the said railway companies mentioned in said ordinance shall be the same in all respects as if the said ordinance of February 3d, 1902, had originally contained all the matters and things contained in this ordinance; the said ordinance of February 3d, 1902, and this ordinance shall be construed together the same as if this ordinance had been contained in said ordinance hereby amended.

SECTION 3. This ordinance shall take effect from and after its passage and approval; provided, however, that the same shall be null and void if the Grand Trunk Western Railway Company, the Chicago Junction Railway Company and the Terminal Railroad Company, the Michigan Central Railroad Company as lessee of said Terminal Railroad Company shall not within sixty (60) days from the approval of this ordinance file with the Mayor of the City of Chicago an agreement duly executed, whereby said railway companies shall undertake to

do and perform all the matters and things required of them by this ordinance. After the filing of said agreement as aforesaid, this ordinance shall be binding upon the City of Chicago and the said railway companies, and shall not be materially modified or amended without the consent of said railway companies. But nothing in this ordinance contained shall be deemed a waiver or surrender of the police powers of the City of Chicago or to deprive said city of the right to properly exercise such power.

WILLIAM E. DEVER,  
*Chairman.*

### SPECIAL ORDER.

The Chair directed that the special order, the question of the approval of the ordinance authorizing the City of Chicago to construct, acquire, purchase, own and maintain street railways and providing means therefor, and making provisions for the issue of Street Railway Certificates not to exceed \$75,000,000, be submitted to popular vote at the next regular city election to be held in said City of Chicago on Tuesday the 3d day of April, 1906, be now taken up.

Ald. Werno moved the passage of the ordinance.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Beilfuss, Kunz, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Dougherty, Sullivan, Werno, Schmidt (24th ward), Habne, Dunn, Reinberg, Lipps, Butler, Larson, Wendling, Bradley, Burns, O'Connell, Bad-enoch, Bihl, Hunt, Kohout—45.

*Nays*—Dixon, Pringle, Foreman, Potter, Young, Snow, Bennett, Maypole, Iarkin, Smith, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward),

Williston, Siewert, Raymer, Roberts, Eidmann, Ruxton, Hunter, Race—22.

The following is the ordinance as passed:

### AN ORDINANCE

Directing that the question of the approval of an ordinance passed and adopted by the City Council of the City of Chicago on the 18th day of January, A. D. 1906, entitled: "An ordinance authorizing the City of Chicago to construct, acquire, purchase, own and maintain street railways within its corporate limits and providing the means therefor," and making provision for the issue of Street Railway Certificates not to exceed in amount \$75,000,000 be submitted to popular vote at the next regular city election to be held in said City of Chicago on Tuesday, the 3d day of April, A. D. 1906.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That there shall be and there is hereby ordered and directed to be submitted to popular vote at the next regular city election to be held in the City of Chicago, Illinois, on Tuesday the 3d day of April, A. D. 1906, the question of the adoption of an ordinance passed by the City Council of said city on the 18th day of January, A. D. 1906, entitled: "An ordinance authorizing the City of Chicago to construct, acquire, purchase, own and maintain street railways within its corporate limits and providing the means therefor" and making provision for the issue of Street Railway Certificates not to exceed in amount \$75,000,000.

SECTION 2. That the ballot to be used at said election in voting upon said question shall be in substantially the following form, to-wit:

Question of the adoption of an ordinance making provision for the issuance of Street Railway Certificates.

Shall the ordinance entitled "An ordinance authorizing the City of

Chicago to construct, acquire, purchase, own and maintain street railways within its corporate limits and providing the means therefore" passed by the City Council of said city on the 18th day of January, A. D. 1906, making provisions for the issue of Street Railway Certificates not to exceed in amount \$75,000.00 be approved.

SECTION 3. That this ordinance shall be in force and effect from and after its passage.

The chair directed that the special order, the report of the Committee on License (majority and minority reports) on the question of fixing the saloon license fee, deferred and published February 5, 1906, page 2580 be now taken up.

Ald. Dunn moved the passage of the ordinance as presented in the majority report.

Ald. Dailey moved to substitute the minority report for the majority report.

Ald. Dunn moved to lay the motion of Ald. Dailey on the table.

The motion to table was lost by yeas and nays as follows:

Yeas—Dixon, Pringle, Foreman, Potter, Young, Snow, Bennett, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Reinberg, Lipps, Raymer, Larson, Roberts, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—33.

Nays—Coughlin, Kenna, Richert, Dailey, McCormick (5th), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Kunz, Nowicki, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Butler, Siewert, Wendling, Bradley, Burns, O'Connell, Kohout—34.

The question recurring on the motion of Ald. Dailey to substitute the minority report for the majority report.

The motion prevailed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Kunz, Nowicki, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Butler, Siewert, Wendling, Bradley, Burns, O'Connell, Kohout—34.

Nays—Dixon, Pringle, Foreman, Potter, Young, Snow, Bennett, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Reinberg, Lipps, Raymer, Larson, Roberts, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—33.

Ald. Dailey presented an ordinance as an amendment to the ordinance contained in the minority report and moved its adoption.

Ald. Foreman moved that the ordinance be referred to the Committee on License.

Ald. Dailey asked that the ordinance be withdrawn.

#### POINT OF ORDER.

Ald. Snow arose to a point of order. His point of order being that under Rule 19 the ordinance was the property of the City Council, and could not be withdrawn without consent of the Council.

The chair ruled the point of order well taken.

Ald. Foreman renewed his motion to refer the ordinance to the Committee on License.

The motion prevailed.

Ald. Hunter moved to amend the ordinance as follows:

Amend so as to read (1340, Periods of Payment). "That dramshop or saloon license be payable in two installments on the first day of May and November of each year, and that no dramshop or saloon license shall be issued for any

intermediate period for less than full charge for the period in which it is issued."

Ald. Hunter moved the adoption of the amendment.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Maypole, Harkin, Beilfuss, Smith, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Williston, Dunn, Lipps, Butler, Siewert, Raymer, Larson, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Ruxton, Hunter, Race—52.

*Nays*—Riley, Kunz, Nowicki, Conlon, Brennan, Ryan, Powers, Schmidt (24th ward), Hahne, Reinberg, Wendling, Bradley, Burns, Kohout—14.

#### POINT OF ORDER.

Ald. McCormick (21st ward), arose to a point of order.

His point of order being that under Rule 15 any alderman directly interested in the question shall not vote.

The chair ruled the point of order well taken.

Ald. Powers moved to suspend Rule 15.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer,

Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Eidmann, Bihl, Hunt, Kohout—63.

*Nays*—Hunter, Race—2.

Ald. Moynihan moved to amend the ordinance as follows:

Amend Section 1, line 5, by striking out the word "person," and inserting: "Citizen who has been a resident of Chicago for one year and of good moral character."

The amendment was adopted.

Ald. Eidmann presented the following amendment and moved its adoption:

Amend Section 1339 of the Revised Municipal Code of Chicago of 1905 by adding to said section at end thereof the following: "It shall be unlawful for any proprietor of a dramshop or saloon to give away or serve any free lunch excepting cheese and crackers."

Ald. Martin moved that the amendment be referred to the Committee on License.

The motion prevailed.

Ald. Foreman moved to amend the ordinance as follows:

Amend by changing from "six hundred dollars," in the fourth line, to "eleven hundred dollars."

Ald. Snow moved to amend the amendment of Ald. Foreman so as to read nine hundred and fifty dollars in lieu of eleven hundred dollars.

The motion prevailed.

Ald. Dailey moved to lay on the table the amendment of Ald. Foreman as amended.

The motion to table prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Kunz, Nowicki, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th

ward), Hahne, Butler, Siewert, Wendling, Bradley, Burns, O'Connell, Hunt, Kohout—35.

*Nays*—Dixon, Pringle, Foreman, Potter, Young, Snow, Bennett, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Reinberg, Lipps, Raymer, Larson, Roberts, Badenoch, Eidmann, Bihl, Ruxton, Hunter, Race—32.

Ald. Dailey moved the passage of the ordinance as amended.

After debate Ald. Coughlin moved the previous question and the call for the previous question was sustained.

The question recurring on the motion of Ald. Dailey to pass the ordinance as amended.

The vote by yeas and nays resulted as follows:

*Yeas*—Coughlin, Kenna, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Kunz, Nowicki, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Butler, Siewert, Wendling, Bradley, Burns, O'Connell, Hunt, Kohout—35.

*Nays*—Dixon, Pringle, Foreman, Potter, Young, Snow, Bennett, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Reinberg, Lipps, Raymer, Larson, Roberts, Badenoch, Eidmann, Bihl, Ruxton, Hunter, Race—32.

The Chair declared that as the ordinance had failed to receive the constitutional majority of all aldermen elected, the motion to pass the ordinance was lost.

Ald. Foreman moved that the majority report be made a special order for next meeting of the City Council.

#### POINT OF ORDER.

Ald. Kunz arose to a point of order.

His point of order being that as the minority had been substituted for the majority report, and the minority report having failed to pass, there was nothing before the Council.

The Chair ruled the point of order well taken.

Ald. Lipps presented the following ordinance:

#### AN ORDINANCE

Amending Sections 1339 and 1340 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1339 of the Revised Municipal Code of the City of Chicago of 1905 is hereby amended to read as follows:

"1339. Fee. Any person on compliance with the aforesaid requirements and the payment in advance to the City Collector of a license fee at the rate of one thousand dollars per annum, shall receive a license under the corporate seal, signed by the Mayor and attested by the City Clerk, which shall authorize the person or persons therein named to keep a dramshop or saloon and to sell, give away or barter intoxicating liquors, in quantities less than one gallon, in the place designated in the license and for the period stated therein.

SECTION 2. Section 1340 of the Revised Municipal Code of Chicago of 1905 is hereby amended to read as follows:

"1340. Periods of Payment. The saloon license year is hereby divided into two periods as follows: From May first to October thirty-first, inclusive, shall be known as the first period; from November first to April thirtieth of the following year, inclusive, shall be known as the second period. Licenses may be issued for the full license year or for the unexpired portion thereof, or for any period of the unexpired portion thereof; and

the fee payable therefor shall be one thousand dollars in advance for the full license year, or five hundred dollars in advance for each period; provided, that if any license shall issue for the unexpired portion of the license year or for the unexpired portion of any period the fee to be paid therefor shall bear the same ratio to the sum required for the whole year that the number of days in such unexpired portion bears to the whole number of days in the year; and provided further that no license shall extend beyond the 30th day of April next following its issuance."

SECTION 3. This ordinance shall be in force from and after its passage and due

publication according to law, and shall take effect on the first day of May, A.D. 1906.

Which was referred to the Committee on License.

ADJOURNMENT.

Ald. Kunz moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Monday, February 26, 1906, at 7:30 o'clock P. M.



CITY CLERK.

# PROCEEDINGS

## OF THE

# CITY COUNCIL

### CHICAGO. ILLINOIS

Regular Meeting, Monday, February 26, 1906

7:30 O'CLOCK P. M.

#### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Wednesday, February 28, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter and Race.

*Absent*—Ald. Martin, Potter, Moyni-

han, Cullerton, Kunz, Brennan and Carey.

#### MINUTES.

Ald. Foreman moved that the minutes of the regular meeting, held February 14, 1906, be approved without being read.

The motion prevailed.

**Communications from the Mayor, Comptroller, Commissioner of Public Works and all Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE, }

CITY OF CHICAGO, Feb. 26, 1906. }

*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law I hereby report to your Honorable Body



the names of persons imprisoned for violation of city ordinances, who have been released by me during the two weeks ending February 24, 1906, together with the cause of such release.

Thomas Stevenson, released for wife.

Martin Wiltse, released for Ald. Richert.

Salina Deluca, released for Ald. Kohout.

Geo. McClain, released for brother.

Chas. Eder, released for mother.

Jos. Tourney, released for Ald. Coughlin.

Adam Schwab, released for Ald. Beilfuss.

Perry H. Radfor, released for L. H. LaMotte.

Thomas Mahoney, released for mother.

Wm. Tracy, released for T. J. Dolan, Jr.

Walter Clay, released for James Miller.

Willie Gross, released for wife.

John Tattil, released for sister.

Carl Fritz, released for Jos. Grein.

Albert Fleming, released for Police Department.

C. Mangan, released for Simon O'Donnell.

S. W. Murphy, released for Ald. Conlon.

Harry Lichenhau, released for P. J. O'Shea.

Matt Webber, released for Ed. Brennan.

Peter J. Fitzpatrick, released for Peter Foote.

Walter Delaney, released for Ald. Dougherty.

John Geary, released for Ald. Dougherty.

Leopold Manhowsky, released for sister.

Frank Smith, released for Police Department.

A. R. Kipp, released for Ald. Young, and \$50.00 paid at House of Correction.

Peter DeRose, released for father.

Darby Schefski, released for Ald. Dever.

John Ford, released for Ald. Richert, and \$10.00 paid to Comptroller.

Jas. Monahan, released for Hugh Ryan.

Jos. Shapiro, released for Ald. Harris.

Wm. McCormick, released for Ald. Richert.

Fred Rierden, released for mother.

Jos. Lee, released for Cyril Jandus.

Gust. Risberg, released for wife.

Mike Shea, released for E. J. Rainey.

Chas. Hickson, released for Miss Clara Bell.

John O'Keefe, released for mother.

Frank Schroeder, released for wife.

Richard Nagle, released for Ald. Dailey.

Mike Carney, released for Ald. Kenna.

Peter Ferry, released for wife.

Henry Lynch, released for Police Department.

John Deveraux, released for Ald. Kenna.

Thos. Reedy, released for Ed. J. Glackin.

Paul Collins, released for father.

Mary Rogers, released for Thos. J. Johnson.

S. R. Giddings, released for Seth F. Crews.

Thomas Senitis, released for Wm. Georgepoulos.

Chas. P. Mann, released for wife.

Which was placed on file.

ALSO,

The following communication:

MAYOR'S OFFICE,  
February 26, 1906.

To the Honorable, the City Council:

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint John Hedderman as Bridgetender at the South Halsted Street Bridge, vice Frank Kahoun, resigned, and respectfully

ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Kohout moved to concur in the appointment.

The motion prevailed.

ALSO,

The following communication:

MAYOR'S OFFICE,  
February 26, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint George C. Morgan as Bridgetender at the Canal Street Bridge, vice Philip Saxler, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to concur in the appointment.

The motion prevailed.

ALSO,

The official bond of George C. Morgan as Bridgetender at Canal Street Bridge, in the penal sum of five thousand dollars, with Henry Stuckart and Richard J. Knight as sureties.

Ald. Wendling moved the approval of the bond.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Sitts, Conlon, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lippe, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns,

Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—59.

*Nays*—None.

ALSO,

The following communication:

MAYOR'S OFFICE,  
February 26, 1906.

*To the Honorable City Council:*

GENTLEMEN—It has been the practice for some years past in vacating streets and alleys for the city to accept, in consideration of the vacation of a street or alley, the dedication of ground of equal dimensions to be used by the city as a substitute for the street or alley vacated. The result of this practice has been that the city has been compelled, at its own expense or at the expense of the property owners benefited, or both, to grade and pave the ground dedicated and lay water mains, conduits and sewers. It seems to me that hereafter the City Council should require of all persons who seek the vacation of streets and alleys, not merely the dedication of a strip of ground of equal dimensions and of equal value and other compensation, but that the ordinances providing for such vacations should take effect only after the ground dedicated has been graded and paved and otherwise improved at the expense of the parties benefited by the vacation.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Snow moved that the communication be published and placed on file.

The motion prevailed.

The Clerk presented the following communication:

OFFICE OF THE CORPORATION COUNSEL,  
February 26, 1906.

*Hon. A. C. Anson, City Clerk:*

DEAR SIR—At the request of Mr. Kelly, of your office, I have examined the question as to the right of a City Council to amend its records, with reference par-

ticularly to the making of a correction in Paragraph one of an ordinance appearing at page 2442 of the current printed Council Proceedings (January 29, 1906). The proposed amendment I transmit herewith.

If, as a matter of fact, the ordinance in question was introduced in the form in which it will stand after the proposed amendment has been made, I do not question that the proposed amendment is proper. In *Village of Belknap v. Miller* 52 Ill., App. 617, the Court, after citing the authorities, holds that a City Council or a Village Board has the right, on proper proof, to supply an omitted or correct an erroneous entry in the journal and make the record complete, and that if the clerk who made the defective entry is still in office he can, without an order from the Board or City Council, amend the journal entry according to the truth, being liable for an abuse of the right. The Court points out that to deny cities and villages the right to complete or correct the clerk's journal entries, according to the facts, might involve them and the officials executing their ordinances in serious difficulty, without serving any good purpose.

If the ordinance in question was introduced in the form in which it was published in the current printed Council Proceedings and the real intention is to amend the proposed ordinance and not to correct an error or supply an omission, then the proper mode of procedure is by an amendment to the ordinance as published.

Very truly yours,

MACLAY HOYNE,

*Assistant Corporation Counsel.*

In connection and conformity with the foregoing Ald. Hunter moved that the record of the Proceedings of the meeting of the City Council of January 29, 1906, as shown upon page 2442 of the printed Proceedings, be corrected by inserting after the word "about" and before the word "six," in the eleventh line of the

first column on said page, the following: "0.738 per centum for a distance of about."

The motion prevailed.

ALSO,

The following communication:

CITY CLERK'S OFFICE,  
February 26, 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinances which have been filed in this office since the last preceding meeting of your Honorable Body;

Acceptance of Ogden Gas Company, Peoples Gas Light and Coke Company, and Universal Gas Company, under ordinance of February 14th, 1906.

Acceptance of Union League Auxiliary Association, under ordinance of February 5th, 1906.

Bond of Elise Kirchheimer, under ordinance of January 29th, 1906.

Acceptance of C. F. Gunther, under ordinance of February 5, 1906.

Acceptance of Louis Weber & Co., under ordinance of February 5, 1906.

Acceptance and bond of John Lussem, under ordinance of January 22d, 1906.

Acceptance and bond of Morris, Goldschmidt & Co., under ordinance of January 22d, 1906.

Acceptance and bond of John V. Farwell Company, under ordinance of February 14th, 1906.

Acceptance and bond of Song Ying Lo, under ordinance of December 18, 1905, and February 5th, 1906.

Acceptance and bond of Pennsylvania Company, under ordinance of January 22d, 1906.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Which was placed on file.

ALSO,

The following communication:

CITY CLERK'S OFFICE, }  
February 26, 1906. }

To the Honorable, the Mayor and City Council:

GENTLEMEN—In conformity with order passed December 11, 1905, I hereby make report of grantees under ordinances who have failed to file acceptances of same within the time specified:

Hotel Madison Company for canopy, ordinance of January 22d, 1906.

Ernst Wienhoeber Company for canopy ordinance of January 15th, 1906.

F. W. Luebs, sidewalk opening, ordinance of January 22d, 1906.

Yours respectfully,

A. C. ANSON,  
City Clerk.

Which was placed on file.

ALSO,

A communication from the Chicago Medical Society urging the passage of the anti-spitting ordinance, which was

Placed on file.

ALSO,

A communication and resolution from Cigar Maker's Union, No. 14, protesting against the increase of the liquor license (saloons), which was

Referred to the Committee on License.

ALSO,

The annual report of the Board of Directors of the Chicago Public Library for the year ended May 31, 1905, which was

Placed on file.

ALSO,

The report of the City Physician for the month of January, 1906, which was

Placed on file.

ALSO,

A communication and draft of ordinance from the General Counsel of The Metropolitan West Side Elevated Rail-

way Company, covering a grant for an extension of its Humboldt Park line, which was

Referred to the Committee on Local Transportation.

The Comptroller presented a statement of the financial condition of the city on January 31, 1906, together with the revenue and expense for the period from January 2d to January 31st, 1906, which was

Placed on file.

The Board of Education submitted an estimate of the amount to be provided for in the tax levy of 1906, which was

Referred to the Committee on Finance.

ALSO,

Requests for additional appropriations for the completion of Van Vliissingen School building, Jenner School building and Ole A. Thorp School building, which was

Referred to the Committee on Schools.

The Department of Public Works submitted an ordinance regulating the operation and collection of garbage, which was

Referred to the Committee on Finance.

ALSO,

The following communication and order:

DEPARTMENT OF PUBLIC WORKS, }  
CHICAGO, February 26, 1906. }

To the Mayor and City Council of the City of Chicago:

I deem it necessary and advisable to lay water mains in various streets, and respectfully ask the passage of the following order:

Ordered, That the Commissioner of Public Works be and he is hereby authorized to lay water mains in the following streets: In 46th street, from 70 feet west of Honore street to Lincoln street; size, 6-inch; probable cost, including hydrants and basins, \$300.00; pays 11 cents.

Ald. Hunter moved the passage of the order.

The motion prevailed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

**Nays**—None.

The Sanitary District, by its President, submitted a statement of moneys expended by said District for the benefit of the City of Chicago in connection with bridge construction, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted draft of an ordinance governing the licensing of cement and stone sidewalk contractors, which was

Referred to the Committee on License.

ALSO,

Assessment rolls filed in the County Court February 16, 1906, which was

Placed on file.

ALSO,

A report and ordinance establishing the grade of sundry streets.

By unanimous consent, the ordinance was put upon its passage and passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Consi-

dine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

**Nays**—None.

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

### FIRST WARD.

Ald. Coughlin presented the claim of Fred. S. James & Co. for refund for money paid to city through error on insurance tax (Calumet Insurance Company), which was

Referred to the Committee on Finance.

Ald. Coughlin presented an ordinance authorizing Richard Heageny to lay and maintain electrical conductors, which was

Referred to the Committee on Gas, Oil and Electric Light.

Ald. Coughlin presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to W. D. Carpenter Company to erect a board sign, 48 feet by 30 inches above second floor in front of 90-94 North Franklin street. Said sign shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time in his discretion.

Which was on motion duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, grading and paving with granite blocks Market street, from Randolph street to Washington street.

By unanimous consent, on motion of Ald. Coughlin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

## SECOND WARD.

Ald. Dixon and Harding presented an order for a permit to Wesley Hospital for the erection of a four-story brick building at 2449 Dearborn street, which was

Referred to the Committee on Building Department.

## THIRD WARD.

Ald. Foreman presented the petition of James E. Brown, administrator of the estate of General Thomas O. Osborn, deceased, for the return to the heirs of a testimonial shield given to the said General Osborn by the Argentine Republic in recognition of distinguished services, and latterly bequeathed to the City of Chicago, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a sewer in 38th street, from Stewart avenue to Shields avenue.

By unanimous consent, on motion of Ald. Pringle, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

## FOURTH WARD.

Ald. Dailey presented orders for ordinances for street paving as follows:

Morgan street, from 31st street to 39th street (granite).

Throop street, from South Branch of river to 31st street (granite).

Alexander street, from Stewart avenue to Wentworth avenue (brick).

Auburn street, from 31st street to 35th street (brick).

Twenty-ninth street, from Halsted to Canal streets (brick).

Twenty-ninth street, from Stewart to Wentworth avenues (brick).

Twenty-third place, from Archer to Wentworth avenues (brick).

Poplar street, from 29th to 31st streets (brick).

Quinn street, from Archer avenue to 31st street (brick).

Wallace street, from 26th to 39th streets (brick), which were

Referred to the Board of Local Improvements.

Ald. Richert presented the claims of Officers Wm. J. Howell and Jno. P. Lumpf for back pay, which were

Referred to the Committee on Finance.

### FIFTH WARD.

Ald. McCormick presented an ordinance granting authority to the Chicago Terminal Transfer Company for a second main track across West 77th and 87th streets, and all intervening streets and alleys, which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. McCormick presented the claim of Arthur McGuire, account personal injuries, which was

Referred to the Committee on Finance.

Ald McCormick presented an order for a permit to the Western Packing and Provision Company for a wagon shed, which was

Referred to the Committee on Building Department.

Ald. McCormick presented the following order:

*Ordered*, That the City Electrician be and is hereby directed to put in oil lamps on Mozart street, from 35th to 36th streets and Francisco avenue, between the same streets.

Which was on motion duly passed.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of South Hoyne avenue, from Archer avenue to 37th street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance en-

titled "An ordinance for the improvement of South Hoyne avenue, from Archer avenue to 37th street," passed January 29, 1906, be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### SEVENTH WARD.

Ald. Bennett presented the following claims: Grand Crossing Tack Company for overcharge for water; Alfred Bersbach for certificate for water main laid in 1895; F. H. Ross for repair of bursted water supply pipe, which were

Referred to the Committee on Finance.

Ald. Bennett presented an ordinance providing for the erection, etc. of a home for the detention of juvenile offenders, and moved that it be published and deferred.

The motion prevailed.

The following is the ordinance:

#### AN ORDINANCE

Providing for the erection, maintenance and government of a home for the detention of juvenile offenders pending a hearing.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That for the purpose of

providing a suitable place for the detention of juvenile offenders pending a hearing of the cause for which they are detained, and to provide for the maintenance and government of same, the City Comptroller, with the approval of the Mayor, be and he is hereby empowered and instructed to enter into a contract on behalf of the City of Chicago with the Board of Commissioners of the County of Cook, State of Illinois, acting on behalf of said County, which contract shall provide for the erection of a building to be known as the Detention Home for Dependent and Delinquent Children and for the maintenance and government of same in accordance with the plans hereinafter provided for; said contract to remain in force until abrogated by mutual agreement.

SECTION 2. Said Detention Home for Dependent and Delinquent Children shall be erected on a lot of suitable size and location, satisfactory to the said county, provided by the said city; the said county to build thereon at its own expense the necessary building or buildings; the equipment of said building or buildings, including the necessary furniture, shall be furnished one-half by the said city and one-half by the said county; and the cost of maintenance of same, including all supplies, labor, light, heat, fuel, janitor service and all other running expenses shall be borne one-half by the said city and one-half by the said county.

SECTION 3. Upon the completion of said building or buildings the said institution shall be subject to such rules and regulations as may be made from time to time by a joint committee from the City Council of said city and from the Board of Commissioners of said county and shall be under the direct charge and supervision of the chief probation officer or some other suitable person selected jointly by the said committees. The Board of Commissioners of Cook County shall, subject to the foregoing, have the management of the said institution, including the management of all help, pur-

chasing of all supplies, the furnishing of light, heat and janitor service, and the doing of all other things necessary and proper to maintaining the institution in a proper manner.

SECTION 4. Said joint committee shall exercise control over the said institution and shall from time to time recommend to the City Council of the City of Chicago and the Board of Commissioners of Cook County such measures as may be deemed advisable for the government and maintenance of same. All bills incurred in the management of said institution shall be paid in the first instance by the County of Cook by warrants drawn upon the County Treasurer after the same shall have been audited by the said joint committee. The City of Chicago shall monthly pay to the County of Cook one-half of all the bills so audited and paid as aforesaid, and warrants therefor shall be drawn upon the Treasurer of said city payable to the County of Cook against a fund to be appropriated for that purpose.

SECTION 5. This ordinance shall take effect and be in force from and after its passage and approval.

Ald. Bennett presented the following order:

*Ordered*, That an order passed by this Council January 15, 1906, as shown at pages 2129 and 2130 of the Council Proceedings of that date, be and the same is hereby amended as follows:

On page 2130, in the third (3d) line, strike out the word "month" and insert in lieu thereof the word "months," and after the word "January" insert the words "and February." In the fourteenth (14th) line strike out the word "February" and insert in lieu thereof the word "March."

Which was, on motion, duly passed.

Ald. Snow presented an order for permit to Kirk Hand for a frame addition, which was

Referred to the Committee on Building Department.



Ald. Snow presented an ordinance repealing an ordinance passed June 18, 1902, granting permission to Bader, Ross & Co. for a switch track on Dominick street, and moved its passage.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, On June 18, 1902, an ordinance was passed granting permission to Bader, Ross & Co. to construct and operate a single railroad switch track on Dominick street, said grant running for a period of two (2) years from the date of the passage of the ordinance; and

WHEREAS, Said franchise is no longer enjoyed by Bader, Ross & Co., said switch track having been removed; therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That an ordinance, passed June 18, 1902, and published on page 652 of the Council Proceedings of that date, granting permission and authority to Bader, Ross & Co., their successors and assigns, to construct, lay down, maintain and operate a single railroad switch track on Dominick street to connect with and be an extension of a single railroad switch track now laid and maintained on said Dominick street, between Web-

ster avenue and "A" street, in the City of Chicago, opposite Lot two (2) of Block six (6) of W. F. Dominick's Subdivision of Lots one (1), two (2) and three (3) of Block fourteen (14), Sheffield's Addition to Chicago, be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force from and after its passage.

Ald. Snow presented an ordinance repealing an ordinance granting permission to Paul J. Daemicke Company for switch track, passed February 23, 1905, and moved its passage.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, On February 23, 1905, an ordinance was passed authorizing the construction of a single railroad switch track by Paul J. Daemicke Company from the C., M. & St. P. Railway Company's tracks across Dunning avenue; and,

WHEREAS, Said ordinance was never accepted by the said Paul J. Daemicke Company and the track never constructed; therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance passed

February 23, 1905, and published on page 2649 of the Council Proceedings, authorizing Paul J. Daemicke Company, its successors and assigns, to lay down, construct, maintain and operate a single railroad switch track connecting with the C. M. & St. P. Railway Company's tracks at a point near the intersection of Ward street and Dunning avenue and crossing Dunning avenue about 50 feet east of Ward street to and upon private premises south of said Dunning avenue, be and the same is hereby repealed.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Ald. Snow moved that Ald. Milton J. Foreman be assigned as member of the Committee on Finance vice Ald. Henry F. Eidmann, resigned.

The motion prevailed.

### EIGHTH WARD.

Ald. Jones presented orders for sidewalks as follows (petitions attached):

Ontario avenue (both sides), Howard avenue to One Hundred and Thirty-second street.

Buffalo avenue (both sides), One Hundred and Thirty-sixth to One Hundred and Thirty-fourth streets.

Superior avenue (both sides), One Hundred and Thirty-sixth to One Hundred and Thirty-third streets.

Erie avenue, Howard avenue to One Hundred and Thirty-third street.

Howard avenue (both sides), Erie avenue to One Hundred and Thirty-sixth street.

One Hundred and Thirty-sixth street, Howard to Buffalo avenues.

One Hundred and Thirty-fifth street, Erie to Buffalo avenues.

One Hundred and Thirty-fourth street, Erie to Buffalo avenues.

One Hundred and Thirty-third street, Erie to Buffalo avenues, which were

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of South Chicago avenue, from Ninety-third street to Ninety-fifth street.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

Nays—None.

### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of Seventy-eighth street, from Lake avenue to Railroad avenue.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### NINTH WARD.

Ald. Fick presented an order for a permit to John Petratis for roof over platform, which was

Referred to the Committee on Building Department.

### TENTH WARD.

Ald. Scully presented the following order:

*Ordered*, That the Corporation Counsel be and he is hereby directed to furnish an opinion as to the right, under the Revised Municipal Code of 1905, of any person selling liquor at a dance or other entertainment or amusement under a bar permit to sell liquor after 1 o'clock A. M.

Which was, on motion, duly passed.

### ELEVENTH WARD.

Ald. Hoffman presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to notify the Metropolitan West Side Elevated Railroad Company to build cement or cinder walks under the elevated railroad tracks on all sidewalk space over which the said railroad tracks run in the Eleventh Ward.

*Ordered*, That the City Electrician be and he is hereby directed to have two electric lights placed on Marshfield avenue, between West Taylor street and West Twelfth street.

Which were, on motion, duly passed.

### TWELFTH WARD.

Ald. Zimmer presented the claim of Fred Graham for refund of fine, which was

Referred to the Committee on Finance.

Ald. Zimmer presented an ordinance granting permission to the Ajax Forge Company to lay two narrow guage tracks across Hoyne avenue, which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Zimmer presented an ordinance for the vacation of alley in Block 11, Reaper's Addition to Chicago (Blue Island and Oakley avenues, Twenty-fifth and Leavitt streets), which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Zimmer presented the following ordinance, and moved its passage:

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (31st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. It shall be unlawful for any person, firm, company, or corporation, to operate or run, or cause to be operated or run, in the City of Chicago, any street car or other vehicle operated on the surface of the street, while such car or vehicle is within 250 feet of any school house within said city, at a speed greater than five miles an hour between the hours of 8:30 and 9:15 A. M., and

between the hours of 11 A. M. and 1:45 P. M., and between the hours of 3:30 and 4 P. M., of any day during which school is in session in such school house.

**SECTION 2.** For each and every violation of the provisions of the preceding section, the person, firm, company, or corporation owning, leasing, or operating such street car or other vehicle, and the person or persons then and there operating and controlling such street car or other vehicle, shall be subject to a penalty of not less than ten (\$10.00) dollars or more than twenty-five (\$25.00) dollars for the first offense, and for each additional violation shall be subject to a penalty of not less than twenty-five (\$25.00) dollars or more than one hundred (\$100.00) dollars.

**SECTION 3.** This ordinance shall take effect and be in force from and after its passage and due publication.

### THIRTEENTH WARD.

Ald. Riley presented the following order:

*Ordered,* That the City Electrician be and he is hereby directed to place gas lamps on Polk street, from Central Park avenue to Douglas boulevard.

Which was, on motion, duly passed.

Ald. Considine presented the claims of the Lassig Bridge and Iron Company and R. D. Peacock for water certificates, which were

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Richmond street, from Jackson boulevard to West Van Buren street.

By unanimous consent, on motion of Ald. Considine, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey,

McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### FOURTEENTH WARD.

Ald. Harkin presented an ordinance concerning the licensing and renewals of licenses of saloons, which was

Referred to the Committee on License.

### FIFTEENTH WARD.

Ald. Beilfuss presented the claim of Thomas Osborne for work performed, which was

Referred to the Committee on Finance.

Ald. Beilfuss presented the following order:

*Ordered,* That the City Electrician be and he is hereby directed to place two boulevard gas lamps in front of Zion Norwegian Evangelical Lutheran Congregation, northwest corner of Artesian and Potomac avenues.

Which was, on motion, duly passed.

Ald. Beilfuss presented the following ordinance, and moved its passage:

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss,

Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Halne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Isaac Grossman, his successors and assigns, to construct and maintain five coal holes, 2 feet by 2 inches projection and 2 feet by 8 inches wide, with iron covers for same, in the sidewalk space at the northeast corner of Western avenue and Augusta street, four holes to be placed on Augusta street and one hole on Western avenue, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said coal holes shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto, in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, his successors and assigns, shall restore said portion of the sidewalk at the place where said coal holes were located to a condition satisfactory to the Commissioner of Public Works, without cost or expense of any kind whatsoever to said City of Chi-

cago, so that the portion of said sidewalk where said coal holes had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, his successors and assigns, shall at all times keep the sidewalk in which such coal holes are located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, his successors and assigns, shall comply with all general ordinances of the City of Chicago now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such

ordinance to be paid to the City of Chicago for such use, the grantee herein, his successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

**SECTION 6.** This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Rice street, from North Lincoln street to North Wood street.

By unanimous consent, on motion of Ald. Beilfuss, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

## SIXTEENTH WARD.

Ald. Nowicki presented an order for a permit to owner of premises, 312 West North avenue, to enclose rear porch, which was

Referred to the Committee on Building Department.

The Board of Local Improvements submitted a recommendation, ordinance and

estimate for plastering curb walls, curbing, grading and paving with asphalt Blanche street, from North Ashland avenue to the Chicago and Northwestern Railway.

By unanimous consent, on motion of Ald. Nowicki, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

## ALSO,

A recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Hervey street, from North Wood street to North Robey street.

By unanimous consent, on motion of Ald. Nowicki, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt North Lincoln street, from West North avenue to Armitage avenue.

By unanimous consent, on motion of Ald. Nowicki, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

## SEVENTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Chapin street, from Noble street to the Chicago and Northwestern Railway.

By unanimous consent, on motion of Ald. Dever, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon,

Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt Clarinda street, from North Ashland avenue to Holt street.

By unanimous consent, on motion of Ald. Sitts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt North Elizabeth street, from Grand avenue to West Erie street.

By unanimous consent, on motion of Ald. Dever, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow,

Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayermer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### EIGHTEENTH WARD.

Ald. Conlon presented an ordinance permitting the Hotel Rigi to construct a stairway opening in sidewalk, which was

Referred to the Committee on Streets and Alleys, West Division.

### NINETEENTH WARD.

Ald. Ryan presented the following order:

*Ordered*, That the Commissioner of Public Works is hereby ordered to take immediate and all necessary steps to at once repair and cause to be put in safe and proper condition the retaining walls in approaches to the viaduct at West Harrison and Canal streets.

Which was, on motion, duly passed.

Ald. Powers presented the claim of Joseph Spingola for account personal injuries, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from West Congress street to West Harrison street, and between South Halsted street and South Green street.

By unanimous consent, on motion of Ald. Ryan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayermer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from West Congress street to West Van Buren street and between South Green street and South Halsted street.

By unanimous consent, on motion of Ald. Powers, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayermer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None. Digitized by Google



**TWENTIETH WARD.**

Ald. Finn presented the claim of Daniel Holley, which was

Referred to the Committee on Finance.

Ald. Finn presented an ordinance amending Section 1712, Code of 1905, pertaining to closet trap connections, which was

Referred to the Committee on Judiciary.

**TWENTY-FIRST WARD.**

Ald. McCormick presented a petition of the Home for Destitute Crippled Children for an appropriation in the 1906 appropriation bill, which was

Referred to the Committee on Finance.

Ald. McCormick presented an ordinance granting authority to the Chicago Dock and Canal Company for certain railroad tracks now laid in Illinois and Seneca streets, which was

Referred to the Committee on Streets and Alleys, North Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Astor street to the first alley west of Astor street, between Scott street and Division street.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns,

Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

**ALSO,**

A recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Burton place to Schiller street and between North Clark street and Dearborn avenue.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

**ALSO,**

A recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Schiller street to Goethe street and between La Salle avenue and North Clark street.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick

(21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from North State street to Cass street and between Superior street and Huron street.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on the north side of Division street, from Dearborn avenue to 149 feet east of Dearborn avenue.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow,

Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### TWENTY-SECOND WARD.

Ald. Sullivan present the following ordinance, and moved its passage:

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to the Monarch Leather Company, its successors or assigns, to erect, maintain and operate a scale in front of No. 357 North Branch street, in the City of Chicago, said scale to be located sub-

stantially as shown on the plat of this ordinance; and the location and construction of said scale shall be under the direction and supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority herein given shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto at the discretion of the Mayor.

SECTION 3. At the expiration of the privileges herein granted the scale herein authorized shall be removed by the grantee, its successors and assigns, unless this ordinance shall be renewed, and if said scale is so removed the street shall be restored to its proper condition to the satisfaction of the Commissioner of Public Works so that the portion of said street where said scale shall have been located shall be safe for public travel and in the same condition as the remaining portion of said street in the same block at the sole expense of the grantee herein, and without cost or expense of any kind whatsoever to the City of Chicago.

Said grantee shall do no permanent injury to said street, or in any manner interfere with any pipe, cable, wire or conduit therein, and shall not open or encumber more of said street than shall be necessary to enable it to proceed with advantage in constructing said scale. Should said scale interfere with or obstruct in any manner the construction of any municipal underground work hereafter to be constructed, the grantee herein, its successors or assigns, shall remove said scale or change the location thereof as directed by the Commissioner of Public Works, at its or their own expense, and without any expense whatsoever to the City of Chicago.

SECTION 4. No work shall be done under authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Pub-

lic Works and no permit shall issue until the grantee shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein given; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 5. During the life of this ordinance the grantee herein, its successors and assigns, shall at all times keep the surface around said scale and contiguous thereto in a condition satisfactory to the Commissioner of Public Works, and safe for public travel.

SECTION 6. This ordinance shall take effect and be in force from and after its passage upon the filing of the bond herein provided for and the filing of the acceptance in writing of this ordinance by said grantee; said bond and acceptance to be filed with the City Clerk of the City of Chicago within thirty (30) days from the passage of this ordinance.

Ald. Sullivan presented the following ordinance, and moved its passage:

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lippe, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting to John C. Hattendorf authority to erect, maintain and operate a scale in the public alley in the rear of the lots known as Numbers 46 and 48 Hawthorne street.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to John C. Hattendorf, his heirs, executors, administrators and assigns, to erect, maintain and operate a scale in the public alley in the rear of the lots known as Numbers 46 and 48 Hawthorne street, in the City of Chicago, said scale to be located substantially as shown on the plat hereto attached, which is hereby made a part of this ordinance; and the location and construction of said scale shall be under the direction and supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority herein given shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto, at the discretion of the Mayor.

SECTION 3. At the expiration of the privileges herein granted the scale herein authorized shall be removed by the

grantee, his heirs, executors, administrators or assigns, unless this ordinance shall be renewed, and if said scale is so removed the alley shall be restored to its proper condition to the satisfaction of the Commissioner of Public Works so that the portion of said alley where said scale shall have been located shall be safe for public travel and in the same condition as the remaining portion of said alley in the same block, at the sole expense of the grantee herein and without cost or expense of any kind whatsoever to the City of Chicago.

Said grantee shall do no permanent injury to said alley, or in any manner interfere with any pipe, cable, wire or conduit therein, and shall not open nor encumber more of said alley than shall be necessary to enable him to proceed with advantage in constructing said scale. Should said scale interfere with or obstruct in any manner the construction of any municipal underground work hereafter to be constructed the grantee herein, his heirs, executors, administrators or assigns, shall remove said scale or change the location thereof as directed by the Commissioner of Public Works, at his or their own expense, and without any expense whatsoever to the City of Chicago.

SECTION 4. No work shall be done under authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liabilities, cost, damage or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance, or from

or by reason of any act or thing done under or by authority of the permission herein given, and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 5. During the life of this ordinance the grantee herein, his heirs, executors, administrators and assigns shall at all times keep the surface around said scale and contiguous thereto in a condition satisfactory to the Commissioner of Public Works, and safe for public travel.

SECTION 6. This ordinance shall take effect and be in force from and after its passage upon the filing of the bond herein provided for, and the filing of the acceptance in writing of this ordinance by said grantee; said bond and acceptance to be filed with the City Clerk of the City of Chicago within thirty (30) days from the passage of this ordinance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Beethoven place, from Sedgwick street to Hein place.

By unanimous consent, on motion of Ald. Dougherty, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt

(24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of Rees street, from North Halsted street to Hawthorn street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for the improvement of Rees street, from North Halsted street to Hawthorn street," passed May 22, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 30153 of the County Court of said county, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

**TWENTY-THIRD WARD.**

Ald. Werno presented the following order:

**WHEREAS**, Grant place, from Sedgwick street to Larrabee street, is about to be paved with an asphalt paveemnt, and

**WHEREAS**, The four-inch water main now in said street is inadequate and defective; be it, therefore,

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to lay an eight-inch water main in Grant place, from Sedgwick street to Larrabee street, before said street is improved with a new pavement.

Which was, on motion, duly passed.

Ald. Werno presented the following resolution:

**WHEREAS**, The League of American Municipalities, of which the City of Chicago is a member, will hold its annual convention in the City of Chicago on September 26, 27 and 28, 1906; and,

**WHEREAS**, It is sought on the part of the League to make this convention the greatest gathering of municipal officials ever held; and,

**WHEREAS**, The Executive Committee of the League has passed a resolution to invite the President of the United States to attend the convention and address the Mayors of the country; therefore,

*Resolved*, That on behalf of the great City of Chicago, the City Council herewith tenders the most hearty and urgent invitation to the President of the United States to visit this city for the occasion named.

*Be it Further Resolved*, That the Mayor of Chicago is hereby requested to join the officers of the League in personally presenting this invitation to the President;

*Be it Further Resolved*, That the City Council of the City of Chicago hereby extends a most cordial invitation to the Mayors, Councilmen and other city officials of all our cities to honor us with

their presence during the time of the convention.

*Be it Further Resolved*, That the Mayor be, and he hereby is authorized to appoint a committee of fifteen (15) members of this Council and a further committee of one hundred (100) citizens to co-operate with the officials of the League of American Municipalities in their endeavor to make the coming convention a grand success; and,

*Be it Further Resolved*, That the business men of Chicago, and especially the Commercial Association, be requested to lend their aid in this behalf.

Ald. Werno moved the adoption of the resolution.

The motion prevailed.

Ald. Werno moved that the claim of Thomas Fitzgerald, for loss of horse (placed on file July 5, 1905), be taken from file and re-committed to Committee on Finance.

The motion prevailed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Grant place, from Larrabee street to Sedgwick street.

By unanimous consent, on motion of Ald. Werno, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

## **TWENTY-FOURTH WARD.**

Ald. Hahne presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to put all wires underground on Clybourn avenue, from Fullerton avenue to Belmont avenue, before street is improved.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a sewer in Dunning street, from North Ashland avenue to Perry street.

By unanimous consent, on motion of Ald. Hahne, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

## **TWENTY-FIFTH WARD.**

Ald. Williston presented a petition for an ordinance creating a prohibition district in North Edgewater, which was

Referred to the Committee on License.

Ald. Williston presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed

to issue a permit to Fred A. Appel to erect and maintain an 8-foot wooden sign in front of premises, 4396 North Clark street, the same to be maintained and constructed in accordance with the rules and regulations of the Department of Public Works and subject to revocation by the Mayor at any time, in his discretion.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to R. C. Northwood to erect and maintain a wooden sign from office window at northeast corner of Clark street and Devon avenue, the same to be constructed and maintained in accordance with the rules and regulations of the Department of Public Works and subject to revocation at any time by the Mayor, in his discretion.

Which were, on motion, duly passed.

Ald. Williston presented an ordinance changing the name of Touhy avenue to Kenilworth avenue, and moved its passage.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the name of the

street heretofore known as Touhy avenue, from Ridge boulevard to Lake Michigan, be and the same is hereby changed to Kenilworth avenue.

**SECTION 2.** That all ordinances or parts of ordinances conflicting with this ordinance be and the same are hereby repealed.

**SECTION 3.** This ordinance shall be in force from and after its passage.

Ald. Williston moved that the report of the Committee on Local Transportation on an ordinance requiring the C., M. & St. P. Railway Company to elevate the tracks of the Evanston Division, published at page 2537 et seq., be made a special order for the next regular meeting at 8 o'clock P. M.

The motion prevailed.

Ald. Dunn presented a resolution authorizing the Special Committee on investigation of the unlawful payment of the city's moneys upon contracts, etc., to employ assistance, which was

Ordered published and referred to the Committee on Finance.

The following is the resolution:

**WHEREAS**, On January 2, 1906, a resolution was passed by this Council for the appointment of a committee of five to investigate the question of unlawful payment of the city's moneys upon contracts and in other ways as to matters affecting the question as to whether the city has been defrauded by the contractors, and others; and,

**WHEREAS**, The Committee has held a number of meetings and examined witnesses, and in its opinion established the fact that not only have extras been unlawfully paid to contractors, but that the construction of the public works has not been in conformity with the contracts, thus entailing large and permanent losses to the city, and from such preliminary examinations rendering it in the opinion of the committee important that its investigation should be made thorough and complete as to matters

touching unlawful payments and false construction; therefore,

*Resolved*, That this Committee be and it is hereby authorized to employ such assistance in conducting such investigations as in its judgment it deems necessary, the compensation therefor to be paid out of the general fund.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for sewers as follows: In Howard street, between Perry street and Lakeside terrace, etc.

By unanimous consent, on motion of Ald. Williston, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lippe, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

## **TWENTY-SIXTH WARD.**

Ald. Reinberg presented an ordinance for the vacation of part of east half of Robey street, between Granville avenue and the north line of alley in Block 5, in Highridge, a subdivision, 6-40-14, which was

Referred to the Committee on Streets and Alleys, North Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, filling, grading and paving with asphalt North Claremont



avenue, from Montrose avenue to Cullom avenue.

By unanimous consent, on motion of Ald. Reinberg, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of Ridge avenue, from Devon avenue to Thome street.

By unanimous consent, on motion of Ald. Lipps, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for water service pipes in a system of streets as follows: North Claremont avenue, between Montrose avenue and Cullom avenue, etc.

By unanimous consent, on motion of Ald. Reinberg, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

## TWENTY-SEVENTH WARD.

Ald. Siewert presented an order for a permit to Baird & Warner to lay water service pipe in Lawrence avenue, between Western avenue and Rockwell street, which was

Referred to the Board of Local Improvements.

Ald. Butler presented orders for ordinances as follows: For water supply pipe in Harding avenue, Montrose to Sunnyside avenues; Homer street, Fifty-first court to Fifty-second avenue; for paving (macadam) Grand avenue, Forty-fourth to Fifty-first avenues, which were

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving

with slag macadam a system of streets as follows: North Forty-first court, from West Grace street to West Addison street, etc.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cinder sidewalk on the southwesterly side of Grand avenue, from O'Brien avenue to North Forty-eighth avenue.

By unanimous consent, on motion of Ald. Siewert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in West Ainslee street, from Lincoln avenue to a point 375 feet west of Lincoln avenue.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for water service pipes in North Forty-first avenue, between Armitage avenue and West North avenue.

By unanimous consent, on motion of Ald. Siewert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for water service pipes in Laurel avenue, between West Chicago avenue and West Ontario street.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

#### TWENTY-EIGHTH WARD.

Ald. Raymer presented an order for paving (granite) Armitage avenue, Milwaukee to Kedzie avenues, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, filling and paving with slag macadam Frankfort street, from North Oakley avenue to North Hoyne avenue.

By unanimous consent, on motion of Ald. Raymer, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

#### TWENTY-NINTH WARD.

Ald. Wendling presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place an electric light at the northwest corner of Forty-eighth street and Bishop street.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: On the south side of West Forty-second street, from South Western avenue to South Francisco avenue, etc.

By unanimous consent, on motion of Ald. Wendling, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan,

Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On the south side of West Thirty-ninth street, from South Halsted street to 241.6 feet east of Green street, etc.

By unanimous consent, on motion of Ald. Wendling, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### THIRTIETH WARD.

Ald. Burns presented an ordinance amending Sections 364 (seats in theaters, fifth class) and 657 (construction of ice houses within fire limits), Code of 1905, which was

Referred to the Committee on Building Department.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a

system of streets as follows, to-wit: Both sides of West Forty-third place, from South Halsted street to Wallace street, etc.

By unanimous consent, on motion of Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On both sides of West Forty-eighth place, from Wentworth avenue to 36 feet west of Shields avenue, etc.

By unanimous consent, on motion of Ald. Burns, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for water service pipes in Laurel avenue, between West Chicago avenue and West Ontario street.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

#### TWENTY-EIGHTH WARD.

Ald. Raymer presented an order for paving (granite) Armitage avenue, Milwaukee to Kedzie avenues, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, filling and paving with slag macadam Frankfort street, from North Oakley avenue to North Hoyne avenue.

By unanimous consent, on motion of Ald. Raymer, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

#### TWENTY-NINTH WARD.

Ald. Wendling presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place an electric light at the northwest corner of Forty-eighth street and Bishop street.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: On the south side of West Forty-second street, from South Western avenue to South Francisco avenue, etc.

By unanimous consent, on motion of Ald. Wendling, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan,

Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On the south side of West Thirty-ninth street, from South Halsted street to 241.6 feet east of Green street, etc.

By unanimous consent, on motion of Ald. Wendling, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### THIRTIETH WARD.

Ald. Burns presented an ordinance amending Sections 364 (seats in theaters, fifth class) and 657 (construction of ice houses within fire limits), Code of 1905, which was

Referred to the Committee on Building Department.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a

system of streets as follows, to-wit: Both sides of West Forty-third place, from South Halsted street to Wallace street, etc.

By unanimous consent, on motion of Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On both sides of West Forty-eighth place, from Wentworth avenue to 36 feet west of Shields avenue, etc.

By unanimous consent, on motion of Ald. Burns, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### THIRTY-FIRST WARD.

Ald. O'Connell presented the claim of Thomas J. McNamara for saloon license rebate, which was

Referred to the Committee on Finance.

Ald. O'Connell presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to order the Grand Trunk R. R. Company to construct crossing at Sixty-fourth place and intersection of right of way of Grand Trunk R. R. Company.

Which was, on motion, duly passed.

### THIRTY-SECOND WARD.

Ald. Badenoch presented an ordinance calling for a special election for alderman in the Thirty-second Ward, and moved its passage.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenma, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Oonlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, By the resignation of Henry F. Eidmann, a vacancy in the office of

Alderman of the Thirty-second Ward of the City of Chicago is created, and the unexpired term of said office extends for more than one year; and,

WHEREAS, The statutes of the State of Illinois provide that whenever a vacancy shall happen in the office of Alderman, when the unexpired term shall be one year or over from the date when the vacancy occurs, it shall be filled by an election; and,

WHEREAS, It is the duty of the City Council in case of such vacancy to call an election for the purpose of electing a successor to said Alderman, who shall hold his term of office during said unexpired term; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That an election to fill the unexpired term of the office of Alderman of the Thirty-second Ward of the City of Chicago, occasioned by the resignation of Henry F. Eidmann, be and the same is hereby called to be held in the Thirty-second Ward of the City of Chicago, on the first Tuesday of April, being the third day of April, A. D. 1906, for the purpose of electing an Alderman of the Thirty-second Ward of the City of Chicago, who shall hold his office for and during the unexpired term of said Henry F. Eidmann, who has heretofore resigned his office of Alderman of the said Thirty-second Ward of the City of Chicago.

Said election shall be held in accordance with the general election law now in force in the City of Chicago, County of Cook, and State of Illinois.

SECTION 2. That the City Clerk of the City of Chicago be, and he is hereby ordered and directed to give notice of such election as prescribed by law.

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

Ald. Badenoch presented the following order:

*Ordered*, That the Commissioner of Pub-

lic Works be and he is hereby directed to issue a permit for street sign to McKee & Janery for office in rear of 6900 South Halsted street, subject to revocation by His Honor, the Mayor, and also subject to rules and regulations of the Department of Public Works.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a sewer in West Eighty-ninth street, from South Paulina street to South Marshfield avenue.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Lowe avenue, from West Seventy-ninth street to West Eightieth street, and in West Eightieth street, from Lowe avenue to the first alley west of Lowe avenue.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt,

Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Union avenue, from West Seventy-ninth street to a point 115 feet south of the south line of West Eightieth street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a sewer in Union avenue, from West Eighty-first street to a point 247 feet south of the south line of West Eightieth street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed



and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayermer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for water service pipes in South Elizabeth street, between West Sixty-seventh street and West Seventy-first street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayermer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### THIRTY-THIRD WARD.

Ald. Hunt presented the following order:

*Ordered*, That the Commissioner of Pub-

lic Works be and he is hereby directed to have a four-inch water connection made in front of the German Lutheran Church, 7643 Madison avenue, and permit the free use of water for church purposes.

Which was on motion duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: On the south side of One Hundred and Seventeenth street, from Front avenue to Michigan avenue, etc.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayermer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### THIRTY-FOURTH WARD.

Ald. Ruxton presented the petition of the several Ward Superintendents requesting an increase in salary, which was

Referred to the Committee on Finance.

Ald. Kohout presented an order for cement sidewalk on Forty-fifth court, from Van Buren to Jackson streets, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of South Springfield avenue, from West Nineteenth street to the Chicago, Burlington & Quincy Railroad.

By unanimous consent, on motion of Ald. Ruxton, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayermer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

### THIRTY-FIFTH WARD.

Ald. Hunter presented a petition of citizens for the passage of an ordinance amending the ordinance of January 29, 1906, for the elevation of the C. & N. W. Ry. tracks as relates to retaining wall at Austin Park (striking out all of Section 16 of said ordinance), which was

Referred to the Committee on Track Elevation.

Ald. Hunter presented an order for paving (asphalt) South boulevard, Central to Park avenues; and an order for sidewalks (system of cement), in territory bounded by Forty-sixth and Fiftieth avenues, Madison and Harrison streets (with petition), which were

Referred to the Board of Local Improvements.

Ald. Hunter moved that the claim of

Thomas Williamson for damage to schooner (placed on file October 23, 1905) be taken from file and recommitted to the Committee on Finance.

The motion prevailed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a sewer in Le Moyne street, from North Lawndale avenue (west of the Chicago, Milwaukee & St. Paul Railroad), to a point 20 feet east of North Ridgeway avenue.

By unanimous consent, on motion of Ald. Race, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayermer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

ALSO,

A recommendation, ordinance and estimate for a brick sewer in West End avenue (formerly West Randolph street), from South Forty-eighth avenue to South Forty-ninth avenue.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss,

Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

#### ALSO,

A recommendation, ordinance and estimate for water service pipes in a system of streets as follows: Augusta street, between Pine avenue and Park avenue, etc.

Which was, on motion of Ald. Race, deferred.

### REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

#### FINANCE.

The Committee on Finance, to whom was referred the claim of John Williams for account personal injuries, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

CHICAGO, February 26, 1906.

Your Committee on Finance, to whom was referred claim of John Williams, for compensation for personal injuries, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of John Williams in the sum of thirty-two and eighty-one one-hundredths dollars (\$32.81), same to be in full of all

claims of whatever kind or nature arising from or growing out of an injury to said John Williams on November 20, 1905, at the corner of Peck court and State street, while in the discharge of his duty in the water pipe extension bureau, and the Comptroller is ordered to pay the same from the Water Fund.

FRANK I. BENNETT,

*Chairman.*

#### ALSO,

The same Committee, to whom was referred claims of Charles F. McCarter, William J. O'Donnell and Thomas Dempsey, for account personal injuries, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Finance, to whom was referred claims of Charles F. McCarter, William J. O'Donnell and Thomas Dempsey, for compensation for personal injuries, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the City Electrician be and he is hereby authorized to retain on the pay rolls of his department, from January 1, 1906, Charles F. McCarter, William J. O'Donnell and Thomas Dempsey, at the regular rate and during the performance of such light work as they may be called upon to do, and until able to perform regular work, upon the signing of proper and sufficient release to the City of Chicago from all claims for damages of whatever kind or nature arising from accidents received in the discharge of their duties, if said persons can be reinstated and employed in accordance with law, and the City Electrician is also authorized to issue a voucher in favor of W. T. Winters, M. D.,

in the sum of sixty-five dollars (\$65.00), to be charged against the proper appropriation of the Electrical Department for 1906 when the appropriation bill has been passed, said voucher being for services rendered to the aforementioned Thomas Dempsey.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred request of Edward Adkinson for settlement of suit against city, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Finance, to whom was referred request of Edward Adkinson, for settlement of suit vs. city, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Corporation Counsel be and he is hereby authorized and directed to allow judgment to be taken against the city in the suit of Edward Adkinson now pending against the city on account of illegal sale of property under special assessment in the sum of seventy-nine and forty-four one-hundredths dollars (\$79.44) and costs, in accordance with recommendation of the Corporation Counsel, dated September 20, 1905, attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of Fred Hewson, for damages, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Fred Hewson, for damages account of break in water pipe, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Corporation Counsel be and he is hereby authorized and directed to allow judgment to be taken against the city, in the suit of Fred Hewson now pending against the city, in the sum of one hundred dollars (\$100.00), in accordance with his recommendation, dated February 8, 1906, attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of Salat, Polak & Kopecky, for repairs, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Salat, Polak & Kopecky, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Commissioner of Public and he is hereby authorized and directed to issue a voucher in favor of Salat, Polak & Kopecky, in the sum of fifteen and seventy one-hundredths dollars (\$15.70), same to be in full for

claims for repairs to water main in front of 1364 S. St. Louis avenue, as shown by plumber bills attached hereto, and the Comptroller is ordered to pay the same from the Water Fund.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was referred claim of P. J. Mullaney, for account personal injuries, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Finance, to whom as referred claim of P. J. Mullaney, for personal injuries, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Patrick J. Mullaney in the sum of eighty-two and eighty one-hundredths dollars (\$82.80), same to be in full of all claims of whatever kind or nature arising from or growing out of an injury received by said P. J. Mullaney on December 22, 1905, while employed in the work on intercepting sewers, when the appropriation bill for 1906 is passed.

This action is taken in accordance with the recommendation of the Commissioner of Public Works, attached hereto.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was referred claim of R. McMahan, for property damage, submitted a report recom-

mending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of R. McMahan, for damages on account of track elevation, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Corporation Counsel be and he is hereby authorized and directed to allow judgment to be taken against the city in favor of R. McMahan in the sum of three hundred fifteen dollars (\$315.00), same to be in full of all claims for damages of whatever kind or nature to property known as 130 North Ada street, caused by the elevation of tracks of the Chicago & Northwestern Railway Company at that point.

This action is taken in accordance with the recommendation of the Corporation Counsel, attached hereto.

FRANK I. BENNETT,  
Chairman.

ALSO,

The same Committee, to whom was referred claim of James Riffle, for account personal injuries, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of James Riffle, account of injuries received, having had

the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the General Superintendent of Police be and he is hereby authorized and directed to issue a voucher in favor of James Riffle in the sum of one hundred sixty-seven and sixty one-hundredths dollars (\$167.60), same to be in full of all claims of whatever kind or nature arising from an accident received by said James Riffle on April 1, 1905, while in the performance of his duty, and charge same to the appropriation for the Police Department when the appropriation bill for 1906 has been passed.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claim of George Latas, for relaying drain, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of George Latas, for relaying drain, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of George Latas in the sum of seventeen and fifty one-hundredths dollars (\$17.50), same to be in full for claim for repairs to sewer at 1763 West North avenue, and charge same to the appropriation for Sewer Department when the appropriations for 1906 have been passed.

This action is taken in accordance with

the recommendation of the Commissioner of Public Works, attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred claims of Jozef Stefaniak, for refund of fine; Western Transit Company, for damage to steamer "Commodore"; Peter Cooney, for damage to property by the construction of intercepting sewer; Mrs. Rachel Carline, for damages account of leaking water pipe; American Printing Ink Company and James Cullen, track elevation damages (adverse recommendation by the Corporation Counsel attached hereto); Mrs. Mary Bergen, for expense in connecting drain (adverse recommendation by the Commissioner of Public Works); C. B. Anderson, for repairs to drain; Frank Hoffman, sidewalk intersection (adverse recommendation by the Board of Local Improvements attached hereto); James Conlon, for payment of special assessment reserve; John P. Agnew, for extras for paving; Charles F. W. Fahlbush, for refund of fine, having had the same under advisement, beg leave to report and recommend that the same be placed on file.

Ald. Bennett moved to concur in the report.

The motion prevailed.

#### LICENSE.

The Committee on License, to whom was referred petition and ordinance for a prohibition district in Argyle Park, submitted a report recommending the passage of the ordinance.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 16, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom

was referred ordinance creating prohibition district in Argyle Park, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That no license shall be granted for the keeping of a dramshop at any place within the territory bounded by the lines described as follows:

Beginning at a point 35 feet due south of the southwest corner of Evanston avenue and Winona street; thence running along the west line of said Evanston avenue to a point 100 feet north of the northwest corner of Evanston avenue and Carman avenue; thence running due west to a point 154 feet distant; thence running on a straight line due south to the south line of Carman avenue; thence running due east along the south line of said Carman avenue to a point where said Carman avenue intersects with the west line of Evanston avenue; thence running south along the west line of said Evanston avenue to a point 45 feet north of the northwest corner of Evanston avenue and Argyle street; thence running due west to a point 157 feet distant; thence running on a straight line due south to the south line of Argyle street; thence running along the south line of Argyle street to a point where said Argyle street intersects with the west line of Evanston avenue; thence running south along the west line of said Evanston avenue to a point 163.41 feet north of the northwest corner of Evanston avenue and Lawrence avenue; thence running due west 150 feet to a public alley; thence running due south along the east line of said alley to a point 25 feet distant; thence running due east 150 feet to the west line of Evanston avenue; thence running along the west line of said Evanston avenue to a point 88 feet north of the northwest corner of Evanston avenue and Lawrence avenue; thence running on a straight line to a point 150 feet west; thence running south on a

straight line to the north line of Lawrence avenue; thence running along the north line of said Lawrence avenue to the east line of St. Boniface Cemetery; thence running in a northwesterly direction along the easterly line of said St. Boniface Cemetery to its northern boundary line; thence running west along the north boundary line of said cemetery to a point 190 feet due west of the west line of Southport avenue, if said line were projected (from the north line of Argyle street); thence running north along a straight line to the south line of Winona street; thence running along the south line of said Winona street to a point 160 feet west of the west line of Evanston avenue; thence running south along a straight line to a point 35 feet distant; thence running on a straight line east to the place of beginning.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

W. P. DUNN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance amending Sections 1339 and 1340, Code 1905, saloon license fee, submitted a report recommending the passage of the ordinance.

Ald Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 16, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License to whom was referred ordinance amending Revised Municipal Code in re. saloon license fee, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

AN ORDINANCE

Amending Sections 1339 and 1340 of the

Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1339 of the Revised Municipal Code of the City of Chicago of 1905 is hereby amended to read as follows:

"1339. Fee. Any person on compliance with the aforesaid requirements and the payment in advance to the City Collector of a license fee at the rate of one thousand dollars per annum, shall receive a license under the corporate seal, signed by the Mayor and attested by the City Clerk, which shall authorize the person or persons therein named to keep a dramshop or saloon and to sell, give away or barter intoxicating liquors, in quantities less than one gallon, in the place designated in the license and for the period stated therein."

SECTION 2. Section 1340 of the Revised Municipal Code of Chicago of 1905 is hereby amended to read as follows:

"1340. Periods of Payment. The saloon license year is hereby divided into two periods as follows: From May first to October thirty-first, inclusive, shall be known as the first period; from November first to April thirtieth of the following year, inclusive, shall be known as the second period. Licenses may be issued for the full license year or for the unexpired portion thereof, or for any period of the unexpired portion thereof; and the fee payable therefor shall be one thousand dollars in advance for the full license year, or five hundred dollars in advance for each period; provided, that if any license shall issue for the unexpired portion of the license year or for the unexpired portion of any period, the fee to be paid therefor shall bear the same ratio to the sum required for the whole year that the number of days in such unexpired portion bears to the whole number of days

in the year; and provided further that no license shall extend beyond the 30th day of April next following its issuance."

SECTION 3. This ordinance shall be in force from and after its passage and due publication according to law and shall take effect on the first day of May, A. D. 1906.

W. P. DUNN,  
*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance in re. licensing signs, placards, etc. in street cars (February 29, 1904); order for ordinance amending Section 1339, Code, 1905, relating to free lunch in saloons; ordinance amending Sections 1379 and 1381, Code, 1905, concerning lumber yards; ordinance amending Sections 1339 and 1340, Code, 1905, saloon license fee (\$600), (Ald. Dailey), submitted reports recommending that same be placed on file.

Ald. Dunn moved to concur in the reports.

The motion prevailed.

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#### GAS, OIL AND ELECTRIC LIGHT.

The Committee on Gas, Oil and Electric Light, to whom was referred ordinances granting authority to the Chicago Fire Alarm Company for fire alarm system and the Hyde Park Heating and Power Company for power and heat plant system, submitted a report recommending that the two ordinances be placed on file.

Ald. Young moved to concur in the report.

The motion prevailed.

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#### STREETS AND ALLEYS, NORTH DIVISION.

The Committee on Streets and Alleys, North Division, to whom was referred ordinance vacating alleys in Block 69,



Elston Addition, submitted a report recommending the passage of the ordinance.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred ordinance, vacating alleys in Block 69, Elston's Addition to Chicago, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the alleys adjoining Lots one (1), two (2), three (3), four (4), five (5), six (6), seven (7), eight (8), nine (9), ten (10), eleven (11), fifteen (15), sixteen (16), seventeen (17) and eighteen (18), in Block sixty-nine (69), Elston Addition to Chicago, as shown in red and marked "Alley hereby vacated" upon the accompanying plat which is hereby made a part of this ordinance, be and the same are hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless the sum of two thousand six hundred twenty and thirty-two one-hundredths dollars shall be paid to the City Comptroller by or on behalf of the owners of said lots within sixty (60) days next after the passage of this ordinance.

SECTION 2. This ordinance shall take effect and be in force from and after its passage, but shall be absolutely null and void unless the payment hereinabove mentioned is made within the time fixed.

M. D. DOUGHERTY,

*Chairman.*

ALSO,

The same Committee to whom was referred an ordinance granting permit to

C. H. Marshall for canopy, submitted a report recommending the passage of the ordinance.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred ordinance granting permission to C. H. Marshall to maintain a canopy at 23 Lake Shore Drive, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to C. H. Marshall, his heirs and assigns, to construct, maintain and use a canopy over the sidewalk from the building situated at No. 23 Lake Shore Drive, which canopy shall be constructed of incombustible material. The lowest portion of said canopy shall be constructed no less than nine (9) feet above the surface of the sidewalk over which said canopy projects. Said canopy shall not extend over curb line approximately 20 feet beyond the face of the wall of the building, and shall not exceed 15 feet in width. Permission and authority are also given to said Marshall, his heirs and assigns, to relocate and reconstruct the gutter and curb in front of said premises substantially as shown upon the plat hereto attached and made a part of this ordinance; his heirs and assigns shall pay the full cost and expense of maintaining said curb, and shall also pave with asphalt in a manner meeting the approval of the Commissioner of Public Works all that portion of Cedar street exposed by the relocation of said curb and at all times maintain said pave-

ment and keep the same clean in a manner meeting the approval of said Commissioner or Public Works. The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications, which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten years from and after the date of the passage of this ordinance, or at any time prior thereto, in the discretion of the Mayor. In case of the termination of the privileges herein granted by the lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago. Provided, that in the event of a failure, neglect or refusal on the part of the said grantee, his successors or assigns, to remove said canopy when directed to do so, the City of Chicago may proceed to remove same and charge the expense thereof to the said grantee, his successors and assigns.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said C. H. Marshall, his successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed, the sum of twenty-five dollars per year,

payable annually in advance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate, and this ordinance shall become null and void, if said grantee, or his successors or assigns fails to promptly pay any installment of the said compensation.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall first have been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, his successors or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be kept in full force, then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage: provided that the said grantee files a written acceptance of this ordi-

nance, together with the bond hereinabove provided for, within thirty (30) days.

M. D. DOUGHERTY,  
*Chairman.*

ALSO,

Also the same Committee to whom was referred resolution for ordinance compelling the Chicago and Northwestern Railway Company to plank its right of way on North Water street, from State street to East Kinzie street, submitted a report recommending that the resolution be placed on file.

Ald. Dougherty moved to concur in the report.

The motion prevailed.

#### STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred an order for permit to Clara F. Bass to construct an areaway, submitted a report recommending the passage of an accompanying ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred order, granting permission to Clara F. Bass to construct an areaway at 359 Dearborn street, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Clara F. Bass, her successors and assigns, to construct and maintain an

opening in the sidewalk in front of the building known as No. 359 Dearborn street, for the purpose of constructing a stairway to the basement of said building; said opening to be five (5) feet in width and to commence thirty-four (34) feet north of Harrison street and run five (5) feet north on Dearborn street, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago; said plans to be filed in his office; said opening shall be constructed in a safe and workmanlike manner, under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, her successors and assigns, shall restore said portion of the sidewalk at the place where said opening is located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said opening had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of five thousand (\$5,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be

put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, her successors and assigns, shall at all times keep the sidewalk in which such opening is located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. In consideration of the privileges hereby granted the said Clara F. Bass shall pay to the City of Chicago the sum of fifty (\$50.00) dollars per annum in advance each and every year during the life of this ordinance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall determine and this ordinance become null and void if said grantee or her successors or assigns fail to promptly pay any installment of said compensation.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to Armour & Co. for bulkhead, sub-

mitted a report recommending the passage of the ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance, granting permission to Armour & Company to maintain a bulkhead on the north side of 32d street at Benson avenue, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Authorizing Armour & Company to construct and maintain a platform on the north side of 32d street at Benson avenue.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Armour & Company, a corporation organized and existing under the laws of the State of Illinois, its successors and assigns, to construct and maintain a platform four (4) feet in height above the street grade on the north side of 32d street, beginning at the corner of Benson avenue and extending east between the face of the building of the grantee and the switch track in said street, a distance of two hundred and ninety-two (292) feet to a private alley, and from the east side of said private alley sixty (60) feet farther, a total of three hundred and fifty-two (352) feet. Said raised platform shall be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works, and shall be constructed and located substantially as shown on

the plat which is hereto attached and made a part of this ordinance.

SECTION 2. The permission and authority herein granted are upon the express condition that said Armour & Company, the grantee herein, will, within ten (10) days after the date of the passage of this ordinance, file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save and keep harmless the City of Chicago from any and all liabilities, damages, loss, judgments, costs and expense whatsoever, which may be suffered by, may accrue against, may be charged to or may be recovered from said city by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee in the construction or maintenance of said platform, or in failing to keep in repair any part of said platform during the life of this ordinance, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force then the privileges herein granted shall thereupon cease.

SECTION 3. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and the ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and in case of repeal all privileges herein granted shall cease and determine.

SECTION 4. Said grantee shall not construct said platform or in any way disturb the sidewalk until it shall have

secured the permission of the Department of Public Works to do so, and the same shall be constructed and maintained in a manner satisfactory to the Commissioner of Public Works, and the said grantee shall, during the life of this ordinance, so maintain the said platform that the surface thereof shall remain in good condition and repair, and all work done hereafter under and by virtue of the rights and privileges granted by this ordinance shall be subject to and conform to such rules and regulations as the Commissioner of Public Works of said city may make for keeping in repair the portions of the sidewalk so used for said raised platform, and said grantee shall, at its own expense, keep and maintain such platform in good condition and repair to the satisfaction of said Commissioner of Public Works.

SECTION 5. The construction and maintenance of the platform herein authorized shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the use and maintenance of such platforms, bulkheads and sidewalks, and the use and maintenance of same shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 6. Upon the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said platform and put the sidewalk in such condition as the Commissioner of Public Works may require, and as may be satisfactory to said Commissioner, and if the said grantee shall fail to remove said platform and put the sidewalk into satisfactory condition as herein provided, then the City of Chicago may, after giving ten (10) days' notice to the said grantee or its securities, remove said platform and put said sidewalk into such satisfactory condition at the expense and cost of said grantee, which said expense and cost the said grantee, in accepting this ordinance, agrees to pay on demand.

SECTION 7. In consideration of the privileges herein granted, said Armour & Company shall pay to the said City of Chicago the sum of one hundred (\$100) dollars per annum, in advance, each and every year during the life of this ordinance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 8. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of its passage said Armour & Company shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance, and a bond as hereinbefore provided.

ERNEST H. BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance for permit to Yen Hong Lo & Co. for canopy, submitted a report recommending the passage of the ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting Yen Hong Lo & Company permission to erect and maintain a canopy at 184 E. Madison street, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given to Willie Moy and Moy Yieh, doing busi-

ness under the name and style of Yen Hong Lo & Co., their successors and assigns, to construct, maintain and use a canopy over the sidewalk from the building known as 184 East Madison street, which canopy shall be constructed of incombustible material.

The lowest portion of said canopy shall not be less than eleven feet above the surface of the sidewalk over which said canopy projects, shall not extend more than three (3) feet beyond the face of the wall of said building, and shall not exceed twenty-four (24) feet.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the said Commissioner of Public Works and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted, by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantees shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago.

Provided, That in the event of a failure, neglect or refusal on the part of the said grantees, their successors or assigns, to remove said canopy when directed so

to do, the City of Chicago may proceed to remove same and charge the expense thereof to the said grantees, their successors or assigns.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said grantees, their successors or assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed, the sum of fifty dollars (\$50.00) per year, payable annually, in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter, and it is expressly understood and agreed that if any default is made in the payment of said compensation, the privileges hereby granted shall at once terminate.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall first have been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantees in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantees herein, their lessees or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance; said bond and the liability of the sureties thereon shall be kept in force throughout the life of

this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided, that the said grantees file a written acceptance of this ordinance, together with the bond hereinabove provided for, within thirty (30) days.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting a permit to A. T. Averill for bridges across alley, submitted a report recommending the passage of the ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting permission to A. T. Averill to construct two bridges across alley south of Thirty-sixth street, between Vincennes avenue and Ellis Park, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Granting to A. T. Averill authority to construct, maintain and operate two bridges across the public alley, connecting the second and fourth stories of the buildings on Thirty-sixth street, between Vincennes avenue and Ellis Park.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and au-

thority be and the same are hereby given to A. T. Averill, his heirs, executors, administrators and assigns, to construct, maintain and use, for a period of ten (10) years from and after the passage of this ordinance, two additional bridges connecting the two buildings situated on each side of the public alley south of Thirty-sixth street, between Vincennes avenue and Ellis Park, in addition to the bridge now existing which connects the sixth stories of said buildings; said bridges shall be constructed of fireproof material and shall connect the said two buildings on the second and fourth floors thereof, and shall extend over and across the public alley between Vincennes avenue and Ellis Park in such a manner that the northerly side of said bridges shall be about twenty-six feet south of Thirty-sixth street, as shown in the plat hereto annexed, which is hereby made a part of this ordinance; said bridges to be maintained and used as additional fire protection for the said two buildings, and to be constructed in accordance with plans filed with the Commissioner of Buildings, and to the satisfaction of the Commissioner of Buildings and Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority herein granted are upon the express condition that said A. T. Averill, the grantee herein, will within ten (10) days after the date of the passage of this ordinance file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, and conditioned to at all times hereafter save and keep harmless said City of Chicago from any and all liabilities, damages, loss, judgments, cost and expense whatsoever which may be suffered by, may accrue against, may be charged to, or may be recovered from said city by reason or on account of the passage of this ordinance, or from or by reason of the construction or maintenance of said additional bridges, or from or in

consequence of any act done by the said grantee, his heirs, executors, administrators or assigns, or any of their agents or servants, in the construction or maintenance of said additional bridges, and that said grantee, his heirs, executors, administrators and assigns, will, at his or their own expense, remove said additional bridges upon the termination of the privileges herein granted, or failing therein shall repay to the City of Chicago, the cost of removing the same; and, conditioned further, that said grantee, his heirs, executors, administrators and assigns, shall in all things comply fully with the terms and provisions of this ordinance; said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient and the said grantee, his heirs, executors, administrators or assigns, shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 3. This ordinance shall at any time before the expiration thereof be subject to modification or repeal, and in case of repeal all privileges hereby granted shall thereupon immediately cease and determine. The permission and authority hereby granted may also be revoked at any time by the Mayor at his discretion, and thereupon this ordinance shall become null and void.

SECTION 4. The construction and maintenance of the additional bridges herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the construction, use and maintenance of such bridges. No work shall be done in and about the construction of the work herein authorized until a permit authorizing same shall first have been issued by the Commissioner of Public Works of the City of Chicago, in addition to the building permit required by the ordinances of the City of Chicago now in force.

SECTION 5. In consideration of the



privileges herein granted said A. T. Averill, his heirs, executors, administrators and assigns, shall pay to the City of Chicago the sum of fifty (\$50) dollars per annum each and every year during the life of this ordinance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter; provided, that if default is made in the payment of any of the installments of compensation herein provided for, the privileges herein granted shall immediately terminate.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of its passage said A. T. Averill shall file with the City Clerk of the City of Chicago his written acceptance of this ordinance, and a bond as hereinbefore provided.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance, estimate and recommendation for the improvement of Wentworth avenue, Root street to Garfield boulevard, submitted a report recommending the passage of the ordinance and approval of the estimate. (See publication of above and foregoing ordinance February 5, 1906, page 2489, current Council Proceedings.)

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 21, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred recommendation, estimate and ordinance for improvement of Wentworth avenue, Root street to Garfield boulevard (granite blocks), having had the same under

advisement, beg leave to report and recommend that the ordinance do pass and the estimate therewith be approved.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance, estimate and recommendation for improving La Salle street, Archer avenue to 39th street, with asphalt, submitted a report recommending that the same be placed on file.

Ald. Bihl moved to concur in the report.

The motion prevailed.

ALSO,

The same Committee, to whom was referred an order permitting C. Wagner to open sidewalk at 63d street and Marshfield avenue, submitted a report recommending that the same be placed on file.

Ald. Bihl moved to concur in the report.

The motion prevailed.

## STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred an order for ordinance for switch track privileges to Stenson Brewing Co., submitted a report recommending the passage of an accompanying ordinance.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred order for ordinance for Stenson Brewing Company for switch track, having had the same under advisement, beg leave to report and recommend the passage

of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Authorizing the construction and maintenance of a single switch track by Stenson Brewing Company, crossing Bloomingdale Road and a part of the alley between North Robey street and North Winchester avenue, and connecting with the Chicago, Milwaukee & St. Paul Railroad.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be, and the same are hereby given and granted to Stenson Brewing Company, a corporation organized under the laws of the State of Illinois, its successors or assigns, to lay down, construct, maintain and operate a single railroad switch track, in, over, along, and upon those parts of the street known as Bloomingdale Road and the public alley between North Robey street and North Winchester avenue, in the block bounded on the north by Bloomingdale Road, connecting the premises of the grantee herein with the track of the Chicago, Milwaukee & St. Paul Railroad Company, in the manner shown by the annexed plat, which is hereby made a part of this ordinance, said permission and authority to continue for and during the period of ten (10) years from and after the date of the passage of this ordinance.

SECTION 2. The permission and authority herein granted are upon the express condition that said Stenson Brewing Company, the grantee herein, will, within ten (10) days after the date of the passage of this ordinance, file with the City Clerk of the City of Chicago, a bond in the penal sum of \$10,000, with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save, and keep harmless the City of Chicago, from any and all liabilities, damage, loss, judgments, costs and expenses whatsoever, which

may be suffered by, may accrue against, may be charged to, or may be recovered from said city, by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein, by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee, in the maintenance or operation of said switch track, or in failing to keep in repair any parts of the said street and alley which said grantee is herein required to keep in repair, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liabilities of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force then the privileges herein granted shall thereupon cease.

SECTION 3. This ordinance shall at any time, before the expiration thereof, be subject to modification or repeal, and in case of repeal, all privileges hereby granted shall thereupon immediately cease and determine. The permission and authority hereby granted, may be revoked at any time by the Mayor at his discretion, and thereupon this ordinance shall become null and void.

SECTION 4. During the life of this ordinance the grantee herein shall keep such portions of the said street and said alley as are occupied by said switch track in good condition and repair, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the said street and the said alley so occupied by said switch track to a condition similar to the remaining portions of the said street and said alley in the same block, and safe for public travel, to the satis-

faction and approval of the Commissioner of Public Works.

Should said grantee fail to keep in repair any such portion of said street or said alley in such manner as the Commissioner of Public Works shall direct, then the Department of Public Works may repair the same, and the sole expense thereof shall be paid by the said grantee. Should said grantee at the expiration of the privileges herein granted, either by lapse of time or otherwise, fail to remove said track and restore said parts of said street and said alley so occupied by said track to a proper condition as herein required, such work shall be done by or under the direction of the Department of Public Works of the City of Chicago, and the cost and expense of such work shall be paid by said grantee.

SECTION 5. The maintenance and operation of the switch track herein provided for, shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the use and operation of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 6. In consideration of the privileges herein granted, said Stenson Brewing Company shall pay to the said City of Chicago the sum of seventy-five (\$75.00) dollars per annum, each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter; provided, that if default is made in the payment of any installment of compensation herein provided for, the privileges herein granted shall immediately terminate.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten days from the date of its passage, said Stenson Brewing Company shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance and a bond as hereinbefore provided.

THOS. M. HUNTER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance for vacation of an alley in McMahan's Sub., submitted a report recommending the passage of the accompanying ordinance.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance vacating an alley adjoining Lots 41, 42 and 43, in Block 5, McMahan's Subdivision, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that part of the alley in Block five (5), in McMahan's Subdivision of the west half of the west half of the southeast quarter of Section twenty-four (24), Township thirty-nine (39) North, Range thirteen (13) East of the Third Principal Meridian, that abuts upon Lots Forty-three (43), forty-two (42) and the north eight feet of Lot Forty-one (41), and is shown in pink and marked "To be vacated" upon the plat attached hereto, which is hereby made a part hereof, be and the same is hereby vacated and dis-

continued; provided, however, that this ordinance shall not take effect unless within sixty (60) days from the date of its passage Vaclav Lala shall file in the office of the Recorder of Deeds of Cook County, Illinois, a plat, properly certified and acknowledged, dedicating as a public alley the south sixteen (16) feet of said Lot 41, shown upon the plat hereto attached in yellow and marked "To be dedicated," and provided, further, that the said Vaclav Lala shall, within sixty (60) days from the passage of this ordinance pay to the City Comptroller of the City of Chicago the sum of two hundred and three and sixty-eight one-hundredths dollars.

SECTION 2. This ordinance shall be in force from and after its passage, subject, however, to the conditions and provisions contained in Section 1 hereof.

THOS. M. HUNTER,  
Chairman.

#### BUILDING DEPARTMENT.

The Committee on Building Department, to whom was referred an order permitting Mrs. A. Kane to complete building, submitted a report recommending the passage of the order.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred order to permit Mrs. A. Kane to complete building 47 String street, having had the same under advisement, beg leave to report and recommend that the order do pass.

Ordered, That the Building Commissioner be and he is hereby directed to issue permit to Mrs. A. Kane to raise frame cottage at 47 String street.

D. V. HARKIN,  
Chairman.

ALSO,

The same Committee, to whom was referred an order for ordinance amending Sections 471 and 680, Code 1905, (stand-pipes), submitted a report recommending the passage of an accompanying ordinance.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 26, 1906.

*To the Mayor and Alderman of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred order directing Committee on Building Department to prepare amendment to standpipe ordinance, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

#### AN ORDINANCE

To amend Sections 471 and 680 of the Revised Municipal Code of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 471 and 680 of the Revised Municipal Code of Chicago of 1905 shall be and the same are hereby amended so as to read as follows:

(1) In every building over one hundred (100) feet in height not provided with a three (3) inch or larger inside stand-pipe; in all buildings hereafter constructed of a greater height than seventy-five (75) feet (except buildings used for theatre purposes, as herein elsewhere provided for); in all buildings used for hospital purposes of a greater height than three (3) stories with accommodations for at least twenty (20) patients; and in all buildings of a greater height than five (5) stories now or hereafter used for hotel or public lodging house purposes there shall be constructed one (1) or more four (4) inch stand-pipes which shall extend from basement to roof and which shall be connected at

street or alley side of building with two-way Siamese connection for use of fire department, and which shall be provided with one hose connection, with fire department thread, on the roof of said building, on each floor and in the basement thereof, with sufficient hose attached to reach any point thereof. The pattern, quality, installation, and maintenance of such stand-pipe, hose and couplings, shall be subject to the approval of the Fire Marshal.

(2) In any of the buildings herein referred to where approved sprinkler systems are installed and properly maintained, it shall not be necessary to install additional inside stand-pipe as above provided for.

(3) On each floor and in the basement of every building used for hotel, public lodging, hospital or school purposes, three or more stories in height, on each floor of all apartment buildings over three (3) stories in height the floors of which are divided into two or more apartments; on each floor of all office buildings, four (4) or more stories in height, the floors of which exceed two thousand (2,000) square feet in area; on each floor of all mercantile buildings three (3) or more stories in height, having a floor area of two thousand (2,000) or more square feet which is not equipped with approved wet sprinkler system, stand-pipe and hose, there shall be provided two (2) or more portable hand-pumps, or chemical extinguishers, one or more fire axes, and one or more pike poles, all of which shall be installed and maintained subject to the approval and supervision of the Fire Marshal.

(4) The interior of all grain elevators and malt houses of a height of fifty (50) or more feet which are not entirely fire-proof, and which have a capacity of two hundred and fifty thousand (250,000) bushels or over, and the interior of all cold storage houses of a height of four (4) or more stories, which are not entirely fire-proof and which have a ground floor area of ten thousand (10,000) or

more square feet, shall be equipped with either a dry or wet sprinkler system to each of which systems there shall be a feeder or riser pipe or pipes not less than four (4) inches in diameter, leading from one or more Siamese steamer connections; all of which shall be installed and maintained subject to the approval of the Fire Marshal.

(5) Grain elevators which are equipped with Journal Fire Alarm Systems of the most approved pattern and which are left at all times in the most perfect working order, or grain elevators, malt houses and cold storage houses, which are now equipped with stand-pipes of approved pattern and hose with not less than two (2) inch connections which have been installed in accordance with city ordinances and approved by the Fire Department, each floor of which is approved by said department as being at all times easily accessible to firemen; where fire extinguishers, water barrels and pails are distributed at intervals on all floors on advice and instruction of the Chicago Underwriters' Association; where the necessary pump pressure is maintained; where some approved electric watch service and fire alarm system is maintained and watchmen are employed during nights, Sundays and holidays, pulling such stations not less frequently than once per hour, and which have outside Siamese connections and stand-pipes not less than two and one-half (2½) inches, shall be exempt from the provisions of this ordinance.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same Committee, to whom were referred orders for permits as follows: M. J. Gleason, to finish porch; F. D. Wade, to complete porch; J. Pachzarsky, to complete shed; Pekin Theatre, to construct building, and a permit to re-model

building at 175 Monroe street, submitted a report recommending that the said orders be placed on file.

Ald. Harkin moved to concur in the report.

The motion prevailed.

### UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.

The Clerk, on motion of Ald. Kohout, presented the majority report of the Committee on Special Assessment and General Taxation on the appointment of John F. Finerty as member of the Board of Local Improvements, vice John Minwegen, deferred and published January 29, 1906, page 2417.

Ald. Kohout moved to concur in the report.

Ald. McCormick (21st ward) moved that the minority report of said Committee be read.

The motion prevailed.

At the conclusion of the reading by the Clerk, Ald. Raymer moved to substitute the minority for the majority report.

Ald. Kohout moved that the motion to substitute be laid on the table.

The motion to table prevailed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Richert, Dailey, McCormick (5th ward), Jones, Fick, Harris, Hurt, Scully, Hoffman, Zimmer, Considine, Riley, Nowicki, Dever, Conlon, Ryan, Powers, Dougherty, Sullivan, Werno, Hahne, Reinberg, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Kohout—35.

**Nays**—Pringle, Foreman, Young, Snow, Bennett, Uhler, Maypole, Harkin, Beilfuss, Smith, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward), Schmidt (24th ward), Williston, Dunn, Lipps, Butler, Siewert, Raymer, Larson, Ruxton, Hunter, Race—27.

Ald. Kohout moved the adoption of the

majority report, which resulted in the following vote:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Richert, Dailey, McCormick (5th ward), Jones, Fick, Harris, Hurt, Scully, Hoffman, Zimmer, Considine, Riley, Nowicki, Dever, Conlon, Ryan, Powers, Dougherty, Sullivan, Werno, Hahne, Reinberg, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Kohout—35.

**Nays**—Pringle, Foreman, Young, Snow, Bennett, Uhler, Maypole, Harkin, Beilfuss, Smith, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward), Schmidt (24th ward), Williston, Dunn, Lipps, Butler, Siewert, Raymer, Larson, Ruxton, Hunter, Race—27.

### POINT OF ORDER.

After the result of the vote was announced, Ald. Snow arose to a point of order, to the effect that it required a constitutional majority of Aldermen elected to adopt.

The Chair ruled the point of order not well taken, and declared the report adopted.

After debate, the Chair asked leave to withdraw his ruling for the purpose of advising with the Corporation Counsel on the point in question.

Ald. Snow moved that further consideration of the matter be deferred for one week.

The motion prevailed.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on bid for Oakland school property, deferred and published January 29, 1906, page 2348.

Ald. Bennett moved to re-commit the matter to the Committee on Finance.

The motion prevailed.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating an alley in Block 2, Miller & Rigdon's subdivision,

deferred and published June 26, 1905, page 721.

Ald. Hunter moved to re-commit the ordinance to the Committee on Streets and Alleys, West Division.

The motion prevailed.

The Clerk, on motion of Ald. Hunter, presented an order providing for the use of cinders from city plants for repair of streets, deferred November 27, 1905, page 1571.

Ald. Hunter moved the passage of the order.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the cinders from all pumping stations and electric light plants be utilized for the repairs of streets in the respective wards in which they are located, and that the Commissioner of Public Works so notify the Engineers and Ward Superintendents.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance granting permission to David H. Fritts to erect an elevated switch track across Kinzie street (connecting Lot 116, Block 28, C. T. Subdivision 7, 39, 14, with C. & N. W. Ry. Co.'s tracks), deferred and published February 14, 1906, page 2675.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting permission to David H. Fritts, his heirs, executors, administrators and assigns, to erect and operate an elevated switch track.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to David H. Fritts, his heirs, executors, administrators, and assigns, to erect, maintain and operate an elevated switch track connecting Lot one hundred and sixteen (116), in Block twenty-eight (28), of Canal Trustees' Subdivision in Section seven (7), Township thirty-nine (39) North, Range fourteen (14), East of the Third Principal Meridian, with the tracks of the Chicago and Northwestern Railway Company, and for that purpose to cross Kinzie street, upon which the lot hereinabove described abuts, at a point on the south line of said lot about four (4) feet west of the southeast corner thereof, the said point at which said track crosses said street being more specifically shown in the plan hereto attached, which is made a part hereof; the red lines on said plan indicating the proposed track herein authorized.

SECTION 2. That the permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, or at any time prior thereto, upon revocation thereof by the Mayor, at his discretion, whereupon this ordinance shall become null and void, and the ordinance shall, at any time, before the expiration thereof, be subject to amendment, modification or repeal, and in case of repeal, all

privileges hereby granted shall cease and determine.

SECTION 3. The operation and maintenance of the elevated track herein provided for shall be subject to all existing ordinances of the City of Chicago, or any ordinance which may hereafter be passed relating to the use and operation of switch tracks or railway tracks, and the construction and maintenance of the said tracks shall be under the supervision and to the satisfaction and approval of the Commissioner of Public Works of the City of Chicago, and no work shall be done in and about the construction of the said track until a permit shall first have been issued by the Commissioner of Public Works of the City of Chicago, authorizing the commencement of said work.

It is made an expressed condition of this ordinance that the said David H. Fritts, his heirs, executors, administrators and assigns, shall pay to the City of Chicago as compensation for the privileges herein granted, the sum of twenty-five dollars per annum, each and every year during the life of this ordinance. The compensation herein provided for shall be paid to the City Comptroller of the City of Chicago at his office in the City of Chicago, the first payment shall be made at the time of the approval of this ordinance, and succeeding payments annually thereafter.

The privileges hereby granted shall immediately terminate, and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 4. The said David H. Fritts, his heirs, executors, administrators, or assigns, before proceeding to do any work under the authority of this ordinance, shall execute a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000.00), with sureties to be approved by the Mayor, conditioned for the observance and faithful performance by the said David H.

Fritts, his heirs, executors, administrators or assigns, of all and singular the conditions and provisions of this ordinance, and further conditioned to indemnify, save and keep harmless the City of Chicago from any loss, cost, damage, expense or liability of any kind whatsoever, which the City of Chicago may be put to, or which may accrue against, be charged to, or recovered from said city by reason of the passage of this ordinance, or by reason of the exercise by David H. Fritts, his heirs, executors, administrators or assigns, of the authority and permission herein granted.

Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 5. Said David H. Fritts, his heirs, executors, administrators, or assigns, shall erect said elevated switch track to the level of the Chicago and Northwestern Railway Company's track and where it crosses said street, said elevated switch track shall be supported on a substantial trestle work structure, of wood, stone, concrete, steel or other suitable material, and a suitable passageway under said structure shall be provided of a width of not less than the width of said street between supports, and a head room of not less than eleven (11) feet in the clear. The plans for such work, before the same is begun, must be submitted to and approved by the Commissioner of Public Works, and the work must be done under his supervision and to his satisfaction and approval.

SECTION 6. During the life of this ordinance the grantee herein shall keep such portions of said street as are occupied by said switch track in good condition and repair, and safe for public travel to the satisfaction and approval of the Commissioner of Public Works.



At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said street occupied by said switch track to a condition similar to the remaining portion of said street in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 7. This ordinance shall be in force and effect from and after its passage, provided, that within thirty (30) days after its passage, the grantee shall file an acceptance of this ordinance in writing with the City Clerk of the City of Chicago.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance granting permission to David H. Fritts to erect an elevated switch track across Kinzie and Smart streets, deferred and published February 14, 1906, page 2677.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McComick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to David H. Fritts, his heirs, executors, administrators and assigns, to erect, maintain and operate an elevated switch track connecting Lot forty-seven (47) in Greenebaum's Re-subdivision of Block thirty (30), in the Canal Trustees' Subdivision of Section seven (7), Township thirty-nine (39) North, Range fourteen, (14), East of the Third Principal Meridian, with the tracks of the Chicago and Northwestern Railway Company, and for that purpose to cross the intersection of Kinzie and Smart streets to the west side of said Smart street upon which the lot hereinabove described abuts, to a point at or near the northeast corner of said lot, the said point at which the said track crosses said street being more specifically shown on the plat hereto attached, which is made a part hereof.

SECTION 2. That the permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, or at any time prior thereto, upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void; and the ordinance shall at any time before the expiration thereof be subject to amendment, modification or repeal, and in case of repeal all privileges hereby granted shall cease and end determine.

SECTION 3. The operation and maintenance of the elevated switch track herein provided for shall be subject to all existing ordinances of the City of Chicago, or any ordinance which may hereafter be passed relating to the use and operation of switch tracks or railway tracks, and the construction and maintenance of the said track shall be under the supervision and to the satisfaction and approval of the Commissioner of Public Works of the City of

Chicago, and no work shall be done in and about the construction of the said track until a permit shall have been issued by the Commissioner of Public Works of the City of Chicago authorizing the commencement of said work.

It is made an expressed condition of this ordinance that the said David H. Fritts, his heirs, executors, administrators and assigns, shall pay to the City of Chicago as compensation for the privileges herein granted, the sum of seventy-five dollars (\$75.00) per annum, each and every year during the life of this ordinance. The compensation herein provided for shall be paid to the Comptroller of the City of Chicago, at his office in the City of Chicago, the first payment shall be made at the time of the approval of this ordinance, and succeeding payments annually thereafter.

The privileges hereby granted shall immediately terminate and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 4. The said David H. Fritts, his heirs, executors, administrators or assigns, before proceeding to do any work under the authority of this ordinance, shall execute a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000.00), with sureties to be approved by the Mayor, conditioned for the observance and faithful performance by the said David H. Fritts, his heirs, executors, administrators or assigns, of all and singular the conditions and provisions of this ordinance, and further conditioned to indemnify, save and keep harmless the City of Chicago from any loss, cost, damage, expense or liability of any kind whatsoever, which the City of Chicago may be put to, or which may accrue against, be charged to or recovered from said city by reason of the passage of this ordinance, or by reason of the exercise by David H. Fritts, his heirs, executors, administrators, or assigns of the authority and permission hereby granted.

Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 5. Said David H. Fritts, his heirs, executors, administrators or assigns, shall erect said elevated switch track to the level of the Chicago and Northwestern Railway Company's track and where it crosses said streets said elevated switch track shall be supported on a substantial trestle work structure of wood, stone, concrete, steel or other suitable material, and a suitable passageway under said structure shall be provided, of a width to be approved by the Commissioner of Public Works, between supports, and a head room of not less than eleven (11) feet in the clear. The plans for such work, before the same is begun, must be submitted to and approved by the Commissioner of Public Works, and the work must be done under his supervision, and to his satisfaction and approval.

SECTION 6. During the life of this ordinance the grantee herein shall keep such portions of said streets as are occupied by said switch track in good condition and repair, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said streets occupied by said switch track to a condition similar to the remaining portion of said streets in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 7. This ordinance shall be in force and effect from and after its passage, provided, that within thirty

days after its passage, the grantee shall file an acceptance of this ordinance in writing with the City Clerk of the City of Chicago.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance granting permission to Jackson-Corbett Co. to erect steel structure across Mendell street, deferred and published February 14, 1906, page 2679.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting authority to Jackson-Corbett Co. to erect a steel structure across Mendell street, north of Canal place.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Jackson-Corbett Company to erect and maintain a steel structure across Mendell street, north of Canal place, for the purpose of operating a traveling crane. Said structure shall be used exclusively by the said grantee for

the purpose of operating said crane, and the operation of same shall be in such a manner as not to interfere with travel on said street. Said structure shall be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works, and shall be located substantially as shown on the plat which is attached hereto and made a part of this ordinance.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto at the discretion of the Mayor.

SECTION 3. Said grantee shall not construct said steel structure, or in any way disturb the surface of the street, or interfere with travel on said street, until it shall have secured a permit from the Commissioner of Public Works, and said permit shall not be granted until the said grantee shall make application in writing for same, and shall comply with the terms and conditions of this ordinance. Said grantee shall do no permanent injury to said street, and shall not obstruct or encumber said street more than shall be necessary in order to enable it to construct, operate and maintain said structure. Should said structure interfere with or obstruct in any manner the construction of any municipal work hereafter constructed, the grantee, its successors or assigns, shall remove said structure, or change the location thereof, as directed by the Commissioner of Public Works, at its or their own expense, and without any expense whatever to the City of Chicago. At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee shall remove said structure, and shall restore the said street, if the same shall be affected by the said structure in any manner, to a condition similar to the remaining portion of said street in said block, to the satisfaction of the Commissioner of Public Works.

SECTION 4. No work shall be done un-

der the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000.00), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless said City of Chicago from any and all liability, cost, damage, or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city by reason of the passage of this ordinance, or by reason of any act or thing done under or by authority of the permission herein given; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon, shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privileges and authority herein granted shall thereupon cease.

SECTION 5. The grantee herein, its successors and assigns, shall pay as compensation for the privileges herein granted the sum of \$25.00 per annum, during the life of this ordinance, the first payment shall be made at the time of the filing of the acceptance of this ordinance, and each payment annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago. It is hereby made an express provision of this ordinance that the privileges hereby granted shall terminate and this ordinance become null and void upon the failure of the grantee herein to pay any of the installments of compensation above mentioned.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and acceptance in writing, provided said acceptance shall be filed with

the City Clerk of the City of Chicago within thirty (30) days after the passage of this ordinance; and provided the bond hereinbefore provided for shall be filed within said thirty (30) days.

The Clerk, on motion of Ald. Hunter, preterred the report of the Committee on Streets and Alleys, West Division, on an ordinance granting permission to Hollatz Bros. to erect bridge over Ferdinand street, deferred and published February 5, 1906, page 2591.

Ald Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given to Hollatz Bros., their successors and assigns, to construct, maintain and use a bridge or covered passageway across Ferdinand street, between Claremont avenue and Grand avenue, for the purpose of connecting their buildings, provided that said bridge or covered passageway shall be constructed throughout of incombustible material, according to plans filed with and in a manner meeting the approval of

the Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at all times before the expiration hereof be subject to modification, amendment or repeal, and in case of repeal all privileges hereby granted shall thereupon cease and determine, and the privileges hereby granted may be revoked at any time in the discretion of the Mayor.

SECTION 3. Before beginning the construction of said bridge, the said Hollatz Bros. shall file their written acceptance of this ordinance with the City Clerk and enter into a bond with the City of Chicago with sureties to be approved by the Mayor in the penal sum of ten thousand dollars (\$10,000), conditioned to save and keep harmless the City of Chicago from any and all damages arising from the exercise of the privilege herein granted, or from or by reason of the construction or maintenance of said bridge or from or in consequence of any act done by said Hollatz Bros., their successors or assigns, or any of their agents or servants, in the construction or maintenance of said bridge, and that said Hollatz Bros., their successors and assigns, will at their own expense remove said bridge or covered passageway on the termination of the privilege hereby granted, or failing therein, shall repay to the City of Chicago the cost of removing the same, and that said Hollatz Bros., their successors or assigns, shall in all things comply fully with the terms and provisions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient, and the said Hollatz Bros. shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 4. In consideration of the privileges hereby granted, said Hollatz

Bros. shall pay to the City of Chicago a compensation at the rate of twenty-five (\$25) dollars per annum, payable semi-annually in advance, the first payment to be made as of the date of the passage of this ordinance. It is held an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance immediately become null and void if any default is made by said grantee in the prompt payment of any installment of said compensation.

SECTION 5. Upon the termination of the privileges hereby granted, whether by lapse of time or otherwise, the said Hollatz Bros., or their successors or assigns, shall immediately remove said bridge at their own cost and expense.

SECTION 6. This ordinance shall be in full force and effect from and after its passage and the filing of the bond and acceptance herein provided for, provided said bond and acceptance shall be filed within sixty (60) days from the passage of this ordinance.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance establishing sidewalk line on Hoyne avenue, Hastings to 14th streets, deferred and published February 5, 1906, page 2592.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayermer, Larson, Wendling, Bradley, Burns,

Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the sidewalk line on the east side of Hoyne avenue, between Hastings and 14th streets, be and it is hereby established at four (4) feet from the lot line.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall be in force and effect from and after its passage.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance changing location of hack stand No. 13, deferred and published February 5, 1906, page 2587.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 2288 of the Revised Municipal Code of Chicago of 1905 be, and the same is hereby amended by striking out the 14th and 15th lines from the end of said section and substituting therefor the following:

"Stand No. 13. The west side of Dearborn street, between Jackson boulevard on the north and a point to the south midway between Jackson boulevard and Van Buren street."

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on ordinance granting permission to Carson, Pirie, Scott & Co., to construct two covered passageways, deferred and published February 5, 1906, page 2588.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given to John T. Pirie, Sr., Andrew McLeish, Samuel C. Pirie, John T. Pirie, Jr., John E. Scott and J. W. Scott, comprising the firm of Carson, Pirie, Scott & Company, their successors and assigns, to construct, maintain and use for a period of ten (10) years from and after passage of this ordinance two (2) additional stories or covered passageways to the one-story bridge or covered passageway now being maintained by said firm of Carson, Pirie, Scott & Company across the alley running north and south from Monroe street to Madison street and between State street and Wabash avenue, so as to connect the building on Original Lot Five (5) in Block Two (2), Fractional Section Addition to Chicago, with the building on the south sixty (60) feet of Original Lot Six (6) in said block, provided that said additional stories or covered passageways shall be used as a passageway between said buildings, and that the same shall be constructed of incombustible material according to plans filed with and to the satisfaction of the Commissioner of Buildings and the Commissioner of Public Works of the City of Chicago.

SECTION 2. Said firm of Carson, Pirie, Scott & Company, before beginning the construction of said additional stories or covered passageways to said bridge or covered passageway, shall file its written acceptance of this ordinance with the City Clerk and enter into a bond with the City of Chicago, with sureties to be approved by the Mayor, in the penal sum of ten thousand dollars (\$10,000.00), conditioned to save and keep harmless said City of Chicago from any and all damage arising from the exercise of the privileges herein granted, or from or by reason of the construction or maintenance of said additional stories or covered passageways, or from or in consequence

of any act done by the said firm of Carson, Pirie, Scott & Company, their successors or assigns, or any of their agents or servants, in the construction or maintenance of said additional stories or covered passageways; and that said firm of Carson, Pirie, Scott & Company, their successors and assigns, will, at their own expense, remove said additional stories or covered passageways upon the termination of the privileges herein granted, or failing therein shall repay to the City of Chicago the cost of removing the same; and the said firm of Carson, Pirie, Scott & Company, their successors and assigns, shall in all things comply fully with the terms and provisions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient and the said firm of Carson, Pirie, Scott & Company fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 3. That in consideration of the privileges hereby granted said firm of Carson, Pirie, Scott & Company shall pay to the City of Chicago compensation at the rate of 41.9c per square foot, or \$318.32 per year, payable quarter-annually in advance, the first payment to be made as of the date of the passage of this ordinance.

SECTION 4. This ordinance shall be in full force from and after its passage and the filing of the bond and acceptance herein provided for, provided said bond and acceptance shall be filed within sixty (60) days from the passage of this ordinance.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to Wabash Railroad Co., for three additional tracks across Western avenue, deferred and published February 5, 1906, page 2589.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they hereby are given and granted to the Wabash Railroad Company, its successors and assigns, to lay down, construct, maintain and operate three additional railroad tracks over, upon and across Western avenue substantially as shown upon the blue-print hereto attached, which is made a part of this ordinance.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portion of Western avenue as is occupied by said switch track in good condition and repair, safe for public travel,

to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto and shall forthwith restore the portion of Western avenue occupied by said switch track to a condition safe for public travel, similar to the remaining portion of that street in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the switch track herein provided for shall be subject to all existing ordinances of the City of Chicago now in force of which may hereafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted, the said Wabash Railroad Company shall pay to the City of Chicago the sum of one hundred and fifty (\$150) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become null and void if said grantee or its assigns fails to promptly pay any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in



the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

**SECTION 7.** This ordinance shall take effect and be in force from and after its passage and approval, provided that the acceptance hereinabove mentioned and the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

The Clerk, on motion of Ald. Dunn, presented the report of the Committee on License, on an ordinance amending certain sections of Code 1905, concerning livery stables and public automobiles, deferred and published January 2, 1906, page 2035.

Ald. Dunn moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Consi-

dine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

**Nays**—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Amending Chapter LXIX of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That Sections 2321, 2322 and 2323 of Article II, Chapter LXIX, of the Revised Municipal Code of Chicago of 1905, be, and the same are hereby amended so as to read as follows:

“2321. (Rates of Fare for Automobiles Seating Four Persons.) The rate of fare to be asked or demanded by the operator or person in charge or control of any automobile, autocar, or other similar vehicle licensed hereunder and operated for the conveyance of passengers for hire or reward within the city, the seating capacity of which, exclusive of the operator's seat shall be four or more persons, shall be as follows:

“1. For one or two passengers, not exceeding one mile, one dollar.

“2. For each additional passenger, fifty cents each for the first mile or part thereof, only.

“3. For one or more passengers, for the second mile and subsequent miles or part thereof, fifty cents for all for each such mile or part thereof.

“4. For children between five and fourteen years of age, when accompanied by an adult, not more than one-half of the above rates shall be charged for like distances. For children under five

years of age, when accompanied by an adult, no charge shall be made.

"5. For the use of any vehicle mentioned in this section, conveying one or more passengers, when hired by the hour, with the privilege of going from place to place and stopping as often as may be required; for the first hour five dollars; for each additional hour or part thereof, at the rate of five dollars per hour.

"6. In the case of any vehicle described in this section being engaged by the hour and discharged at a distance from the place where it was engaged, the operators shall have the right to charge for the time necessary to return to such place."

"2322. (Rate of Fare for Automobiles Seating Three Persons.) The rate of fare to be asked or demanded by the operator or person in charge or control of any automobile, autocar, or other similar vehicle licensed hereunder and operated for the conveyance of passengers for hire or reward within the city, the seating capacity of which, exclusive of the operator's seat, shall not exceed three persons, shall be as follows:

"1. For one or two passengers, not exceeding one mile, fifty cents.

"2. For each additional passenger, twenty-five cents for the first mile or part thereof, only.

"3. For one or more passengers for the second mile and subsequent miles or part thereof, twenty-five cents for all for each mile or part thereof.

"4. For children between five and fourteen years of age, when accompanied by an adult, not more than one-half of the above rates shall be charged for like distances. For children under five years of age, when accompanied by an adult, no charge shall be made.

"5. For the use of any vehicle mentioned in this section, conveying one or more passengers, when hired by the hour with the privilege of going from

place to place and stopping as often as may be required: for the first hour, three dollars; for each additional hour or part thereof, at the rate of three dollars per hour.

"6. In the case of any vehicle described in this section being engaged by the hour, and discharged at a distance from the place where it was engaged, the operator shall have the right to charge for the time necessary to return to such place."

"2323. (No Charge in Case of Break-Down.) In case any automobile, autocar, or other similar vehicle licensed under the provisions of this article, shall, while conveying for hire or reward any passenger or passengers, become disabled, or shall break down so as to be unable to convey such passenger or passengers to his or their destination, and such disablement or breaking down cannot be remedied so that such vehicle shall be enabled to proceed within thirty minutes from the time such vehicle shall have become disabled, or shall have stopped, no fare shall be charged or collected for any service rendered or distance traveled up to the time of such stoppage, disablement or break-down. Provided, however, that if any such passenger or passengers elect to remain in such vehicle and desire to be conveyed to their destination thereby, after such break-down or disablement shall have been remedied, in such event full rates for the distance traveled shall be charged as if no break-down or stoppage had occurred, or if such vehicle was employed by the hour, the time of stoppage shall be deducted from the time charged for."

SECTION 2. That Article V of Chapter LXIX of the Revised Municipal Code of Chicago of 1905, be, and the same is hereby amended so as to read as follows:

#### "ARTICLE V.

"LIVERY STABLES AND BOARDING STABLES.

"2367. (Livery Stable Defined.) The

words 'livery stable' as used in this article shall be held to mean, and are hereby defined as meaning, any barn, stable, building or other place within the city where horses are kept or let for hire or reward to any person, or where carriages, cabs, hacks or other vehicles for carrying passengers, drawn by horses, are kept or let for hire or reward to any person, whether such vehicle be so hired out or let with or without a driver furnished by the livery keeper.

"2367a. (Boarding Stable Defined.) The words 'boarding stable' as used in this article shall be held to mean and are hereby defined as meaning any barn, stable, building or other place within the city where horses are boarded or where rent is paid to the keeper thereof for their keeping.

"2368. (Livery Stables and Boarding Stables to Be Licensed.) No person or corporation shall keep, conduct or operate a livery stable or boarding stable or carry on the business of a livery stable keeper or boarding stable keeper in this city without first obtaining a license so to do in the manner hereinafter provided.

"2369. (Application.) Any person desiring to keep, conduct or operate a livery stable or boarding stable or to carry on the business of keeper of a livery stable or boarding stable, shall make application to the Mayor on a form to be provided by the City Collector. Such application shall set forth the name of the applicant, and, if an individual or individuals, the place of his or their residence; and if a corporation, the names of its officers and their places of residence. Such application shall also contain the location of the place at which it is intended to keep such livery stable or boarding stable or to conduct the business of keeper of livery stable or boarding stable, and if made by a person desiring to conduct a livery stable, shall also contain the number of vehicles to be kept in such livery stable,

together with a description of the style or type thereof. The Mayor shall thereupon issue or cause to be issued a license upon the payment by such applicant to the City Collector of a license fee in accordance with the rates hereinafter fixed.

"2370. (License Fees, Livery Stables.) For all livery stables where carriages or other vehicles with seating capacity for carrying one or more passengers, exclusive of driver or attendants, drawn by horses, are kept or let for hire or reward, with or without attendant furnished by the livery stable keeper, whether drawn by one or more horses, the license fee shall be, for vehicles drawn by two or more horses \$5.00 per annum, for vehicles drawn by one horse \$2.50 per annum for each vehicle which is to be so let for hire.

"2370a. (License Fees, Boarding Stable.) For all boarding stables where horses are boarded or where rent is paid, for their keeping, \$10.00 per annum.

"2371. (Addition to Number of Vehicles, Change of Location.) If any person or corporation licensed to keep a livery stable under the provisions of this article shall at any time before the expiration of his or its license add to the number of vehicles in such livery stable, to be kept or let for hire or reward, such livery stable keeper shall forthwith report to the Board of Inspectors of Public Vehicles such fact, describing the vehicle or vehicles so added, and shall pay for each such vehicle so added, in accordance with the rates hereinabove fixed.

"If more than six months of the current license period has elapsed at the time any such addition is made, such livery stable keeper shall be required to pay one-half of the annual license fee fixed for each vehicle so added. If less than six months of the current license period shall have expired the annual rate shall be charged for such vehicle so added.

"If such livery stable keeper or boarding stable keeper shall at any time before the expiration of any license issued to him under the provisions of this article, change his place of business, he shall forthwith give notice of such fact to the City Collector.

"2372. (License to Livery Stables to Contain Number and Description of Vehicles to Be Kept, and Licenses to Boarding Stables to state Location.) Every license issued to a livery stable keeper under the provisions of this article shall state the number and description of vehicles with the seating capacity thereof which the licensee keeps or intends to keep at such livery stable to be let for hire or reward, and every license issued to a boarding stable keeper under the provisions of this article shall state the location of the barn, stable or other building within the city where it is intended to carry on such boarding stable.

"2373. (Metal Plates with License Number to Be Affixed to Vehicles.) Every vehicle kept by any livery stable keeper to be let or hired for reward shall have affixed thereto in a conspicuous place on the front part of each vehicle a metal plate not less than two inches square containing thereon a number corresponding to the license number of such livery stable, and the words 'Chicago Livery,' and the year for which such license plate was issued. Such metal plates shall be obtained from the City Clerk without cost.

"At the expiration of the period for which such livery stable is licensed, the metal plate so affixed shall be forthwith removed and no livery stable keeper shall be permitted to keep on any vehicle kept by him to be let or hired for reward, any metal plate issued for a license year different or other than the year during which such metal plate is affixed to such vehicle.

"2374. (Fictitious Numbers—Penalty.) No person or corporation licensed

under the provisions of this article to keep a livery stable shall cause or permit to be affixed to any vehicle kept in such livery stable to be let or hired for reward any metal plate or plates resembling or similar to the plate authorized to be issued under the provisions of this article, and any such livery stable keeper who shall so permit or cause any metal plate similar to or resembling the metal plate herein provided for to be affixed to any vehicle kept to be let for hire or reward shall be fined not less than five nor more than twenty-five dollars for each offense. Any livery stable keeper who shall let for hire or reward any vehicle which shall not have affixed thereto a metal plate for the current license period, as hereinbefore provided, or who shall change or remove the plate from one vehicle to another, or who shall keep or let for hire or reward more vehicles than he has secured metal plates for, shall be fined not less than five nor more than one hundred dollars for each offense.

"2375. (Board of Inspectors to Enforce Ordinance—Right of Entry—Penalty.) The Board of Inspectors of Public Vehicles shall enforce the provisions of this article and shall from time to time inspect each livery stable or boarding stable licensed hereunder for the purpose of inquiring into the number of vehicles kept in such livery stable or boarding stable to be let or hired for reward, and for the purpose of inquiring whether the provisions of this article are being observed by such livery stable keeper or boarding stable keeper; and any member of the Board of Inspectors, or any assistant inspector shall have the right to enter any licensed livery stable or boarding stable at any time when such livery stable or boarding stable is open for business for the purpose of carrying out and enforcing the provisions of this article. Any keeper of a livery stable or boarding stable who

shall refuse to permit the entry of any member of the Board of Inspectors, or any assistant inspector, when requested to permit such entry for the purposes herein specified, shall be fined not less than five nor more than one hundred dollars for each offense.

"2376. (Livery Vehicles Not to Stand on Streets Waiting for Employment.) No person driving or in charge or control of any vehicle kept by any licensed livery stable keeper to be let for hire or reward shall be permitted to stand upon the streets or public ways of the city for the purpose of soliciting or securing employment for such vehicle unless such vehicle be licensed for that purpose in accordance with the provisions of Article I of this chapter.

"2376a. (Rates of Fare.) The maximum rates of fare to be asked or demanded by the keeper of a livery stable, where vehicles are let for hire with an attendant, inside the city limits, shall be as follows: For all such passenger vehicles drawn by two horses, for the first hour or fraction thereof, two dollars; for each additional hour or part thereof at the rate of one dollar and fifty cents per hour. For all such passenger vehicles drawn by one horse, for the first hour or fraction thereof, one dollar and fifty cents; for each additional hour or part thereof at the rate of one dollar per hour. A reasonable length of time shall, in such cases, be reckoned for the time required for such vehicle to come from the barn and to return to same, and such time shall be included in computing the length of time for which such vehicle shall have been used.

"2376b. (Refusal to Pay Fare—Penalty.) Any person who shall rent any vehicle from a livery stable keeper regularly licensed under the provisions of this article, who shall refuse, upon discharging the same after use, to pay for services rendered in accordance with the rates established by this article

shall be fined not less than five dollars nor more than one hundred dollars for each offense. Provided, however, that this section shall not apply where such livery stable keeper shall have voluntarily extended credit to the person renting such vehicle.

"2376c. (No charge in Case of Break-Down.) In case any vehicle furnished by a livery stable keeper licensed under the provisions of this article, shall, while conveying for hire or reward, any passenger or passengers, become disabled or shall break down so as to be unable to convey such passenger or passengers to his or their destination, and such disablement or breaking down cannot be remedied so that such vehicle shall be enabled to proceed within fifteen minutes from the time such vehicle shall have become disabled, or shall have stopped, no fare shall be charged or collected for any service rendered or distance traveled up to the time of such stoppage, disablement or break-down. Provided, however, that if any such passenger or passengers elect to remain in such vehicle and desire to be conveyed to their destination thereby, after such break-down or disablement shall have been remedied, in such event full rates for the distance traveled shall be charged as if no break-down or stoppage had occurred, or if such vehicle was employed by the hour, the time of stoppage shall be deducted from the time charged for.

"2376d. (Penalty.) Any person violating any of the provisions of this article, where the penalty is not otherwise herein provided for, shall be fined not less than five nor more than one hundred dollars for each offense, and his license shall be subject to revocation by the Mayor."

SECTION 3. That Chapter LXIX of the Revised Municipal Code of Chicago of 1905, be, and the same is hereby amended by adding the following:

**"ARTICLE VI.****"GARAGES.**

"2377. (Garage Defined.) The word 'garage' as used in this article shall be held to mean, and is hereby defined as meaning, any barn, stable, building or other place within the city where automobiles, autocars or any similar self-propelled vehicles for carrying passengers, are kept or let for hire or reward to any person, whether such vehicle be so hired out or let with or without an operator for same, or where such vehicles are kept ready for use and where rent is paid to the keeper thereof for such keeping.

"2377a. (Garages to Be Licensed.) No person or corporation shall keep, conduct or operate a garage in this city without first obtaining a license so to do in the manner hereinafter provided.

"2377b. (Application.) Any person desiring to keep, conduct or operate a garage shall make application to the Mayor on a form to be provided by the City Collector. Such application shall set forth the name of the applicant, and, if an individual or individuals, the place of his or their residence, and if a corporation, the names of the officers and their places of residence. Such application shall also contain the location of the place at which it is intended to keep such garage, and the number of vehicles to be kept in such garage for the purpose of letting for hire or reward, together with a description of the style or type thereof. The Mayor shall thereupon issue or cause to be issued a license upon the payment by such applicant to the City Collector of a license fee in accordance with the rates hereinafter fixed.

"2377c. (License Fee.) For all garages where vehicles are kept ready for use and where rent is paid to the keeper thereof for such keeping, the license fee shall be ten dollars per annum, and in all cases where vehicles are kept to be let out for hire, or reward, there shall

be an additional license fee of fifteen dollars per annum to be charged the keeper for each automobile kept which is to be so let for hire.

"2377d. (Addition to Number of Vehicles—Change of Location.) If any person or corporation licensed to keep a garage under the provisions of this article shall at any time before the expiration of his or its license, add to the number of vehicles in such garage to be kept or let for hire or reward, such garage keeper shall forthwith report to the Board of Inspectors of Public Vehicles such fact, describing the vehicle or vehicles so added, and shall pay for each such vehicle so added, in accordance with the rates hereinabove fixed.

"If more than six months of the current license period has elapsed at the time any such addition is made, such garage keeper shall be required to pay one-half the annual license fee fixed for each vehicle so added. If less than six months of the current license period shall have expired, the annual rate shall be charged for such vehicle so added. If such garage keeper shall at any time before the expiration of any license issued to him under the provisions of this article change his place of business, he shall forthwith give notice of such fact to the City Collector.

"2377e. (License to Contain Number and Description of Vehicles to Be Kept.) Every license issued under the provisions of this article shall state the number and description of the vehicles with the seating capacity thereof, which the licensee keeps or intends to keep at such licensed garage to be let or hired for reward.

"2377f. (Metal Plates with License Number to Be Affixed to Vehicles.) Every vehicle kept by any garage keeper to be let or hired for reward, shall have affixed thereto, in a conspicuous place on the front part of each vehicle, aside from the identification numbers and letters provided for by Article II of Chapter IX of this Code, a metal plate not less than two

inches square, containing thereon a number corresponding to the license number of such garage, and the words "Chicago Garage" and the year for which such license plate was issued. Such metal plate shall be obtained from the City Clerk without charge. At the expiration of the period for which such garage is licensed, the metal plate so affixed shall be forthwith removed, and no garage keeper shall be permitted to keep on any vehicle kept by him to be let or hired for reward any metal plate issued for a license year different or other than the year during which such metal plate is affixed to such vehicle.

"2377g. (Fictitious Numbers—Penalty.) No person or corporation licensed under the provisions of this article to keep a garage shall cause or permit to be affixed to any vehicle kept in such garage to be let or hired for reward, any metal plate or plates resembling or similar to the plate authorized to be issued under the provisions of this article, and any such garage keeper who shall so permit or cause any metal plate similar to or resembling the metal plate herein provided for to be affixed to any vehicle kept to be let for hire or reward, shall be fined not less than five nor more than twenty-five dollars for each offense.

"Any garage keeper who shall let for hire or reward any vehicle which shall not have affixed thereto a metal plate for the current license period, as hereinbefore provided, or who shall change or remove the plate from one vehicle to another, or who shall keep or let for hire or reward more vehicles than he has secured metal plates for, shall be fined not less than five nor more than one hundred dollars for each offense.

"2377h. (Board of Inspectors to Enforce Ordinance—Right of Entry—Penalty.) The Board of Inspectors of Public Vehicles shall enforce the provisions of this article, and shall from time to time inspect each garage licensed hereunder for the purpose of inquiring into the

number of vehicles kept in such garage to be let or hired for reward, and for the purpose of inquiring whether the provisions of this article are being observed by such garage keeper, and any member of the Board of Inspectors or any assistant inspector shall have the right to enter any licensed garage at any time when such garage is open for business for the purpose of carrying out and enforcing the provisions of this article.

"Any keeper of a garage who shall refuse to permit the entry of any member of the Board of Inspectors or any assistant inspector when requested to permit such entry for the purpose herein specified shall be fined not less than five nor more than one hundred dollars for each offense.

"2377i. (Garage Vehicles Not to Stand On Streets Waiting for Employment.) No person operating or in charge or control of any vehicle kept by any garage keeper to be let for hire or reward shall be permitted to stand upon the streets or public ways of the city for the purpose of soliciting or securing employment for such vehicle unless such vehicle be licensed for that purpose in accordance with the provisions of Article II of this chapter.

"2377j. (Rates of Fare.) The maximum rates of fare to be asked or demanded by the keeper of a garage, where automobiles, autocars or any similar vehicles, are let for hire with an attendant, inside the city limits, shall be as follows: For the use of such vehicles, for the first hour or fraction thereof, five dollars. For each additional hour or part thereof at the rate of five dollars per hour. A reasonable length of time shall, in such cases, be reckoned for the time required for such vehicle to come from the garage and to return to same, and such time shall be included in computing the length of time for which such vehicle shall have been used.

"2377k. (Refusal to Pay Fare—Penalty.) Any person who shall rent any

automobile, autocar or similar vehicle from a garage keeper, regularly licensed, under the provisions of this article, who shall refuse, upon discharging the same after use, to pay for services rendered in accordance with the rates established by this article, shall be fined not less than five nor more than one hundred dollars for each offense. Provided, however, that this section shall not apply where such garage keeper shall have voluntarily extended credit to the person renting such vehicle.

"2377l. (No charge in case of Break-Down.) In case any automobile, autocar or similar vehicle furnished by a garage keeper licensed under the provisions of this article, shall, while conveying for hire or reward, any passenger or passengers, become disabled or shall break down so as to be unable to convey such passenger or passengers to his or their destination, and such disablement or breaking down cannot be remedied so that such vehicle shall be enabled to proceed within fifteen minutes from the time such automobile, autocar or similar vehicle shall have become disabled, or shall have stopped, no fare shall be charged or collected for any service rendered or distance traveled up to the time of such stoppage, disablement or break-down. Provided, however, that if any such passenger or passengers elect to remain in such vehicle and desire to be conveyed to their destination thereby, after such break-down or disablement shall have been remedied, in such event full rates for the distance traveled shall be charged, as if no break-down or stoppage had occurred, or if such automobile, autocar or similar vehicle was employed by the hour, the time of stoppage shall be deducted from the time charged for.

"2377m. (Penalty.) Any person violating any of the provisions of this article, where the penalty is not otherwise herein provided for, shall be fined not less than five nor more than one hundred dollars for each offense, and his license

shall be subject to revocation by the Mayor."

SECTION 4. This ordinance shall be in force from and after its passage and due publication.

The Clerk, on motion of Ald. Young, presented the report of the Committee on Gas, Oil and Electric Light on an ordinance granting permission to the Illinois District Telegraph Co. and the American District Telegraph Co., to lay electrical wires, deferred and published February 5, 1906, pages 2582 and 2585.

Ald. Young moved to concur in the report and pass the ordinances therewith.

Ald. Powers moved that the report be deferred until the next regular meeting and made a special order for 8:30 o'clock P. M.

The motion to defer prevailed.

The Clerk, on motion of Ald. Larson presented the report of the Committee on Judiciary on an ordinance amending certain sections of the Code 1905 concerning plumbing, deferred and published December 4, 1905, page 1785.

Ald. Larson moved to concur in the report and pass the ordinance therewith.

Ald. Snow moved that the report and ordinance be re-committed to the Committee on Judiciary.

The motion prevailed.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on an order amending order of January 22, 1906, relating to site of Lloyd School, deferred and published February 14, 1906, page 2669.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss,



Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schnidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the order passed January 22d, 1906, page 2310 of Council Proceedings concerning property adjoining Henry Lloyd School premises be and the same is hereby amended so as to read as follows:

*"Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

Lots 36 to 46, both inclusive, Block 16, in Chicago Land Investment Company's Subdivision, northeast one-quarter of Section 33-40-13, having a frontage of 267.2 feet on North 49th avenue, running from Dickens to Costello avenues, by a depth of 125 feet west of the Henry D. Lloyd School."

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on an order rescinding order for site adjoining the Columbus School, deferred and published February 14, 1906, page 2670.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the order passed February 24th, 1904, page 2368 Council Proceedings, authorizing the Board of Education to acquire certain property adjoining the Columbus School premises be and the same is hereby rescinded.

The Clerk, on motion of Ald. Zimmer,

presented the report of the Committee on Schools, on an ordinance repealing an ordinance for vacation of alley in connection with the Columbus School, deferred and published February 14, 1906, page 2670.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance, providing for the vacation of certain alley in Suffern's Subdivision, in connection with the Columbus School premises, passed May 3d, 1904, page 170 Council Proceedings, be and the same is hereby repealed.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on an order authorizing the Board of Education to acquire property in connection with the Whittier, Pickard, Komensky, Fulton and Columbus Schools, deferred and published February 14, 1906, page 2670.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

Lots 80 to 87, both inclusive, Block 4 of S. J. Walker's Dock Addition to Chicago, being a subdivision of the northeast one-half north of the river, of Section 30-39-14, being 192 feet by 124 feet frontage on West 23d street, west of and adjoining the Whittier School premises, together with all buildings and improvements thereon.

Lots 38 to 48 both inclusive, in S. A. Goodwin's Subdivision of south one-half of Block 57 in Division of Section 10-39-14, being 275.5 feet by 131.5 feet on West 22d street, northwest corner Oakley avenue south of the Pickard School premises, together with all buildings and improvements thereon;

Lot 95 Stewart's Subdivision of Block 9 in Johnson and Lee's Subdivision of the southwest quarter Section 20-39-14, being 24 feet by 125 feet north of and adjoining the Komensky School premises

on Throop street, near West 19th street, together with all buildings and improvements;

The north 16 feet of Lot 36 and all of Lots 37 to 48, both inclusive, in Block 2 in Hedenburg's Subdivision of the northwest one-quarter southeast one-quarter southeast one-quarter Section 7-38-14, together with all buildings and improvements thereon, being 316 feet by 125.5 feet located on South Wood street, southeast corner West 53d street, west of the Fulton School premises;

Lots 32 to 37, both inclusive, in subdivision of south one-half Block 7, Suffer's Subdivision of the southwest one-quarter of Section 6-39-14, together with all buildings and improvements thereon, being 144.81 feet by 103.75 feet fronting on Leavitt street, northeast corner of Augusta street, west of the Columbus School premises.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools, on order for addition to the Nettlehorst School, deferred and published February 14, 1906, page 2671.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the sum of \$150,000 be appropriated for the erection of a nine-room addition with assembly hall to the Louis Nettelhorst School building, and to divide the present assembly hall in the old building, and that the City Comptroller is hereby authorized and directed to set aside the said sum of \$150,000 from the unappropriated balance of the building account for said building, and improvement.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools, on an ordinance vacating an alley in connection with the Columbus School, deferred and published February 14, 1906, page 2671.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, The Board of Education of the City of Chicago has acquired title to, or is about to acquire title to, Lots 32 to 46, both inclusive, of Subdivision of south one-half of Block 7, Suffern's Subdivision of southwest one-quarter of Section 6-39-14, in the City of Chicago, County of Cook and State of Illinois,

which said lots are intended to be used as the site of the Columbus School;

WHEREAS, The aforesaid Lots 32 to 37, both inclusive, are separated from the aforesaid Lots 38 to 46, both inclusive, by a public alley 16 feet in width running north and south between the premises;

WHEREAS, The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running north and south between the south 8 feet of Lot 32, and Lots 33 to 37, both inclusive, and Lot 38, be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein provided for become effective until there shall have been dedicated as a public alley and laid open to the public use as such, the north 16 feet of Lot 32 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the north 16 feet of Lot 32 aforesaid, also a plat showing the alleys so dedicated and vacated.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on an ordinance vacating alley in connection with the Fulton School, deferred and published February 14, 1906, page 2672.

Ald Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

**Nays**—None.

The following is the ordinance as passed:

WHEREAS, The Board of Education of the City of Chicago has acquired title to, or is about to acquire title to, Lots 1 to 12, both inclusive, the north 16 feet of Lot 36 and Lots 37 to 48, both inclusive, in Hedenberg's Subdivision of northwest one-quarter of the southeast one-quarter of the southeast one-quarter of Section 7-38-14, in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to be used as the site of the Fulton School;

WHEREAS, The aforesaid Lots 1 to 12, both inclusive, are separated from the aforesaid Lots 37 to 48, both inclusive, by an alley 16 feet in width running north and south between said lots.

WHEREAS, The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running north and south between Lots 1 to 12, both inclusive and Lots 37 to 48, both inclusive, be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein pro-

vided for become effective until there shall have been dedicated as a public alley and laid open to the public use as such, the north 16 feet of Lot 36 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the north 16 feet of Lot 36 aforesaid, also a plat showing the alleys so dedicated and vacated.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools, on an ordinance vacating alley in connection with the Pickard School, deferred and published February 14, 1906, page 2673.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

**Nays**—None.

The following is the ordinance as passed:

WHEREAS, The Board of Education of

the City of Chicago has acquired title to, or is about to acquire title to, Lots 1 to 11, both inclusive, and Lots 38 to 48, both inclusive, of S. A. Goodwin's Sub-division of the south one-half of Block 57, in Division of Section 19-39-14, in the City of Chicago, County of Cook, and State of Illinois, which said lots are intended to be used as the site of the Pickard School;

WHEREAS, The aforesaid Lots 1 to 11, both inclusive, are separated from aforesaid Lots 38 to 48, both inclusive, by a public alley 16 feet in width running east and west between said lots;

WHEREAS, The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running east and west between the aforesaid lots be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein provided for become effective until there shall have been dedicated as a public alley and laid open to the public use as such, the west 16 feet of Lot 38 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the west 16 feet of Lot 38 aforesaid, also a plat showing the alleys so dedicated and vacated.

The Clerk, on motion of Ald. Werno, presented the report of the Committee on Local Transportation on an order for removal of turnstiles on the Union

Loop, deferred and published February 5, 1906, page 2536.

Ald. Werno moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

..Ordered, That all turnstiles at the stations on the elevated structure known as the Union Loop be removed. The Commissioner of Public Works is hereby directed to notify the corporation or corporations owning or operating the said Union Loop to remove said turnstiles within thirty days from the date of such notice.

The Clerk, on motion of Ald. Dever, presented the report of the Special Committee on Track Elevation, on ordinance amending ordinance of June 18, 1900, P. F. W. & C. et al., in re. continuation of Stewart avenue from 23d street to 23d place, etc., deferred and published February 5, 1906, page 2598.

Ald. Dever moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

To amend an ordinance entitled "An

ordinance entitled *An Ordinance requiring the Pittsburg, Fort Wayne and Chicago Railway and its lessee the Pennsylvania Company, and the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company to change the plane of certain of their road-bed and railway tracks within the City of Chicago*," passed June 18, 1900, and published on pages 618 to 645 inclusive, and amended March 16, 1903, and published on pages 2691 to 2695 inclusive, and amended October 19, 1903, and published on page 1309, and amended February 24, 1904, and published on pages 2362 to 2364 inclusive, and amended January 9, 1905, and published on pages 2054 to 2055 inclusive, and further amended March 13, 1905, and published on pages 3054 to 3056 inclusive of the official records of the Council Proceedings of the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "*An Ordinance requiring the Pittsburg, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, and the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company to change the plane of certain of their roadbed and railway tracks within the City of Chicago*," passed June 18, 1900, and published on pages 618 to 645 inclusive, and amended March 16, 1903, and published on pages 2691 to 2695 inclusive, and amended October 19, 1903, and published on page 1309, and amended February 24, 1904, and published on pages 2362 to 2364 inclusive, and amended January 9, 1905, and published on pages 2054 to 2055 inclusive, and further amended March 13, 1905, and published on pages 3054 to 3056 inclusive of the official records of the Council Proceedings of the City of Chicago, said last amendment be, and the same is hereby further amended as follows:

Amend said amendatory ordinance of

March 13, 1905, right hand column, in the 4th line from the top of page 3055, by striking out the word "street" and inserting in lieu thereof the word "place." Same page and column in the 13th line, after the word "Company" strike out the ";" and insert in lieu thereof "and the Vierling, McDowell and Company." In the 16th line strike out the word "street" and insert in lieu thereof the word "place." In the 28th line strike out the word "street" and insert the following: "place not less than 10.0 feet above city datum, thence continuing north on a descending gradient of about 0.70 per centum for a distance of about two hundred and sixty-five (265) feet to a connection with the roadway paving in Twenty-third street." Same page and column in the 10th line from the bottom of the page after the word "Company" insert "and the Vierling, McDowell and Company."

Also amend page 3056, in the left hand column after the word "feet" in the 7th line from the top of the page by inserting the following: "Where the roadbed and east main track of said railway company and the single railroad switch track of the Vierling, McDowell and Company are located between the north line of Twenty-third place and the south line of Twenty-third street, said roadbed and tracks may be supported and upheld by stone or concrete masonry or upon a row of iron or steel columns placed on the east line of Stewart avenue, or if preferred, the row of iron or steel columns may be placed within the sidewalk space not to exceed seven (7) feet west of the east line of Stewart avenue. If iron or steel columns are used, said columns to be braced together laterally and erected on and anchored to masonry foundations. Between the south line of Twenty-third street and the north line of Twenty-third street said roadbed and tracks to be supported and upheld by steel columns placed one in the center of the Twenty-third street roadway and one

to-be placed on the inside of each curb line. All to be in line with the columns of the Twenty-third street subway."

Same page and column in the 9th line from the top of the page, strike out the word "street" and insert in lieu thereof the word "place."

SECTION 2. In consideration of the acceptance of this amendatory ordinance by the Pittsburgh, Fort Wayne and Chicago Railway, or its lessee the Pennsylvania Company, and the opening of Stewart avenue underneath its roadbed and tracks from Twenty-third street to Twenty-third place, the City of Chicago hereby vacates the fourteen (14) foot alley from the east line of Stewart avenue to a point eleven (11) feet east of the west line of lot thirteen (13), and that part of Stewart avenue heretofore known as west thirty-three (33) feet of lot forty (40), block four (4), Archer Addition to Chicago, north half (N.  $\frac{1}{2}$ ), southwest (S. W.  $\frac{1}{4}$ ) quarter, and south half (S.  $\frac{1}{2}$ ), northwest (N. W.  $\frac{1}{4}$ ) quarter, and south eighty-three (S. 83) feet of north half (N.  $\frac{1}{2}$ ), northwest (N. W.  $\frac{1}{4}$ ) quarter, northeast (N. E.  $\frac{1}{4}$ ) quarter, Section 28, Township 39 North, Range 14.

Vierling, McDowell & Company shall within four (4) months after the passage and approval of this ordinance procure and dedicate for the purpose of a public alley, the east fourteen (14) feet of lot thirteen (13), block four (4), Archer Addition to Chicago, north half (N.  $\frac{1}{2}$ ), southwest (S. W.  $\frac{1}{4}$ ) quarter, and south half (S.  $\frac{1}{2}$ ), northwest (N. W.  $\frac{1}{4}$ ) quarter, and south eighty-three (S. 83) feet of north half (N.  $\frac{1}{2}$ ), northwest (N. W.  $\frac{1}{4}$ ) quarter, northeast (N. E.  $\frac{1}{4}$ ) quarter, Section 28, Township thirty-nine (39) North, Range fourteen (14), all in accordance with plat hereto attached.

SECTION 3. All the provisions of the ordinance of June 18, 1900, and the amendatory ordinances mentioned in Section 1 of this ordinance hereby amended, shall apply to all things provided for

and embraced in this ordinance unless otherwise herein specially provided; and the rights, obligations, powers and duties of the city and the Pittsburgh, Fort Wayne and Chicago Railway and its lessee the Pennsylvania Company, and the Pittsburgh, Cincinnati, Chicago and St. Louis Railway Company shall be the same in all respects as if said ordinance of June 18, 1900, and the amendatory ordinances mentioned in Section 1 of this ordinance had originally contained all the matters and things contained in this ordinance. The said ordinance of June 18, 1900, and the amendatory ordinances mentioned in Section 1 of this ordinance, and this ordinance shall be construed together the same as if they had been contained in said ordinance hereby amended.

SECTION 4. This ordinance shall take effect from and after its passage and approval, provided, however, that the same shall be null and void if said Pittsburgh, Fort Wayne and Chicago Railway, or its lessee, the Pennsylvania Company, shall not within sixty (60) days from the passage and approval of this ordinance file with the City Clerk of the City of Chicago, an agreement duly executed, whereby said railway companies shall undertake to do and perform all the matters and things required of them by this ordinance. After the filing of said agreement as aforesaid, this ordinance shall be binding upon the city and said Pittsburgh, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, and shall not be materially modified or amended without the consent of said railway companies. But nothing in this ordinance contained shall be deemed a waiver or surrender of the police powers of the City of Chicago or deprive the city of the right to properly exercise such power.

The Clerk, on motion of Ald. Dever, presented the report of the Special Committee on Tranck Elevation, on an ordinance for diversion of 49th street under

Grand Trunk Western Ry., deferred and published February 14, 1906, page 2683.

Ald. Dever moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Seimiddt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

To amend an ordinance entitled "An ordinance requiring the Grand Trunk Western Railway Company, the Chicago Junction Railway Company, the Terminal Railroad Company, the Michigan Central Railroad Company as lessee of said Terminal Railroad Company, the Burton Stock Car Company, the Street's Western Stable Car Line, the Canda Cattle Car Company, the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company and the Chicago Terminal Transfer Railroad Company, respectively, to change the plane of certain of their roadbeds and railway tracks within the City of Chicago."

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance requiring the Grand Trunk Western Railway Company, the

Chicago Junction Railway Company, the Terminal Railroad Company, the Michigan Central Railroad Company as lessee of said Terminal Railroad Company, the Burton Stock Car Company, the Street's Western Stable Car Line, the Canda Cattle Car Company, the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company and the Chicago Terminal Transfer Railroad Company are each, respectively, hereby ordered and required to elevate the plane of certain of their roadbeds and tracks within certain limits of the City of Chicago," passed February 3d, 1902, and published on pages 1980 to 2005, inclusive, of the official records of the Proceedings of the City Council for the years 1901 and 1902, be and the same is hereby amended as follows:

Amend Section 15, right-hand column of page 2001, after the letter "A" in the 17th line from top of the page, by adding the following paragraph:

"The Grand Trunk Western Railway Company shall, before any work is done under this ordinance, procure and dedicate to the City of Chicago, for use as a public street, all that part of Lots two hundred and sixteen (216), two hundred and seventeen (217), and two hundred and eighteen (218), all of Fowler's re-subdivision of part of the South Side Homestead Association's Addition in the northwest quarter (N. W.  $\frac{1}{4}$ ) of northwest quarter (N. W.  $\frac{1}{4}$ ) of Section nine (9), Township thirty-eight (38) North, Range fourteen (14) East of the Third (3d) Principal Meridian, which lies southeast of a straight line which begins at a point in the west line of Wallace street about twenty-one and nine-tenths (21.9) feet north of the southeast corner of Lot two hundred and eighteen (218) and extends to a point in the southwest corner of Lot two hundred and sixteen (216), distant about seventy-two (72) feet west of the west line of Wallace street."

Also amend same section in the ninth line from the top of page 2004 in the left-



hand column, by striking out the figures "13.0" and insert in lieu thereof the figures "30.0" and after the word "point" in the eleventh line insert the following: "About 13.0 feet north of the south line of West 49th street, about fifty-five and eighty-eight hundredths (55.88) feet west of the west line of Wallace street and from said last mentioned point run a straight line west to a point."

Also amend said ordinance in the right-hand column of page 1994 under the head of Subway in Southwestern avenue, by striking out the figures "1.88" in the second line and in lieu thereof insert the figures "3.33," and in the fourth line strike out the figures "13.62" and insert in lieu thereof the figures "12.12"; under the same head in the fifth line of the left-hand column of page 1995 strike out the figures "12.0" and in lieu thereof insert the figures "13.5."

SECTION 2. All the provisions of the ordinance as passed on February 3d, 1902, hereby amended, shall apply to the things provided for and embraced in this ordinance unless otherwise herein specially provided; and the rights, obligations, powers and duties of the City of Chicago and the said railway companies mentioned in said ordinance shall be the same in all respects as if the said ordinance of February 3d, 1902, had originally contained all the matters and things contained in this ordinance; the said ordinance of February 3d, 1902, and this ordinance shall be construed together the same as if this ordinance had been contained in said ordinance hereby amended.

SECTION 3. This ordinance shall take effect from and after its passage and approval; provided, however, that the same shall be null and void if the Grand Trunk Western Railway Company, the Chicago Junction Railway Company and the Terminal Railroad Company, the Michigan Central Railroad Company as lessee of said Terminal Railroad Company shall not within sixty (60) days from the approval of this ordinance file with the Mayor of the City of Chicago an

agreement duly executed, whereby said railway companies shall undertake to do and perform all the matters and things required of them by this ordinance. After the filing of said agreement as aforesaid, this ordinance shall be binding upon the City of Chicago and the said railway companies, and shall not be materially modified or amended without the consent of said railway companies. But nothing in this ordinance contained shall be deemed a waiver or surrender of the police powers of the City of Chicago or to deprive said city of the right to properly exercise such power.

The Clerk, on motion of Ald. Reinberg, presented the report of the Committee on Health Department on an ordinance amending Code 1905 concerning hospitals, deferred and published February 5, 1906, page 2592.

Ald. Reinberg moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schwaidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Article XIII of Chapter XXXII, relating to hospitals, of the "Revised Code of Chicago" be and the

same is hereby amended to read as follows:

1102. SECTION 2. (Permit—Location—Treatment.) It shall be unlawful for any person, firm, association or corporation other than the regularly constituted authorities of the United States, the State of Illinois, the County of Cook, or the City of Chicago, to open, conduct, manage or maintain any hospital as herein-after defined within the corporate limits of Chicago without first obtaining a license therefor as hereinafter provided. Any person, firm, association or corporation desiring such license shall apply in writing to the Commissioner of Health and shall truly state in said application the location or proposed location of such hospital, the purpose for which it is to be opened, conducted or maintained; the accommodations or proposed accommodations for the inmates thereof; the nature and kind of treatment given or proposed to be given therein and the name and address of the chief physician, surgeon, or attending chief physician or surgeon, or board of physicians or surgeons attendant therein.

1103. SECTION 3. (Inquiry—License—Fee—Construction.) It shall be the duty of the said Commissioner of Health upon the presentation of such application to make or cause to be made strict inquiry into the facts set out in such application, and if upon such inquiry he shall find such hospital is or is intended to be so constructed as to afford proper accommodations for the care of the persons received or proposed to be received therein, and that the chief physician or surgeon, or intended chief physician or surgeon, or board of physicians or surgeons thereof, gives or is under agreement thereafter to give such attendance therein as does or will render him or them responsible, professionally, for the medical or surgical treatment given or to be given to any and all persons therein, and that such chief physician or surgeon, or board of physicians or surgeons is regularly authorized to act as such under the laws

of the State of Illinois; then the said Commissioner of Health shall recommend to the Mayor that a license be issued in the name of the City of Chicago to such applicant to open, conduct, manage or maintain for the current municipal year a hospital at the place, in the manner, and for the purpose in such application set forth. Such license shall be issued by the City Clerk on notice from the City Collector that a license fee at the rate of one hundred dollars per annum has been received from the applicant.

*Provided*, That if any hospital comes within any one of the classes of hospitals which may be required by ordinance to obtain the written consents of certain property owners before it may be maintained, conducted or managed in a designated locality, then an exact copy of such consents shall be filed with the Commissioner of Health, as a further requirement, before a license under this ordinance shall issue to the hospital.

*Provided, further*, that if an affidavit is made by the applicant for such hospital license that the said hospital is and is to be supported wholly by voluntary contributions, then an inquiry shall be made into the facts set forth in such affidavit by the Commissioner of Health, and upon his recommendation the license fee of one hundred dollars may be remitted.

1104. SECTION 4. (Accommodations for Patients.) In every such hospital each room occupied or to be occupied by patients shall be of such dimensions as to give each patient not less than 800 cubic feet of space; every room shall have at least one window connecting with the external air for each two beds; said window shall be of such dimensions as shall secure to each patient at least 2,400 cubic feet of fresh air per hour by natural ventilation, or in case said window shall not secure said 2,400 cubic feet of air per hour by natural ventilation, then each room shall additionally be fitted with such appliances for ventilation as shall secure to each patient in said room at least 2,400 cubic feet of fresh air per hour.

Each bed shall have at least eighty square feet of floor space. Each ward or wing in said hospital shall have running water furnished in one or more places either in said ward or convenient thereto so that the same may be adequate and convenient to the occupants thereof; the plumbing, water closets, bath rooms and other sanitary appliances and conditions shall be constructed in accordance with the city ordinances relating to these matters and shall be subject to the approval of the Commissioner of Health. The building shall have the floor of the cellar properly cemented so as to be water tight; the halls of each floor shall open to the external air with suitable windows and shall have no room or other obstruction at the end unless sufficient light or ventilation is otherwise provided for said hall in a manner approved by the Commissioner of Health; and the building as a whole shall be provided with adequate and proper fire escapes, stairways or inclines or exits, all of which shall be approved by the Commissioner of Buildings. There shall be provided in each building a suitable room or rooms approved by the Commissioner of Health to be used for the isolation of cases of contagious, infectious, epidemic or communicable diseases that may be found in the hospital; and a suitable room or rooms approved by the Commissioner of Health for the proper care of the dead pending their removal.

1105. (Body of Patient Dying in Hospital Not to Be Removed.) No person acting as superintendent, manager, or who is otherwise in charge or control of any hospital, nor any person connected with any hospital in any capacity whatsoever, as nurse, physician or attendant, shall order, permit or allow the body of any patient or person who has been under treatment in such hospital, and who shall have died therein, to be removed from such hospital to any undertaking establishment at any time within twenty-four hours after the hour of death, unless removal of such body has been au-

thorized in writing by some member of the immediate family of such deceased person, or by some other person legally authorized to order or permit such a removal, and no such body shall be removed otherwise than in accordance with the ordinances of the city governing and concerning the removal of dead bodies.

1106. (Report Each Month.) It shall be the duty of every such person or corporation licensed as aforesaid to open, conduct or maintain a hospital within the city, to make a report to said Commissioner of Health, on or before the fifth day of each calendar month, showing a complete record of such hospital during the preceding month, including the number of inmates received, discharged or dead during the month, cause of death, and such other information as may be necessary to an intelligent sanitary supervision of the establishment; such record to be furnished on blanks prepared and supplied by the Commissioner of Health, verified by the affidavit or affirmation of the chief physician or surgeon or superintendent attendant therein.

1107. (Inspection—Revocation of License.) Every hospital conducted, maintained or managed by any person or corporation licensed as aforesaid shall at all times be open to the inspection of said Commissioner of Health, or his duly appointed assistants or inspectors; and the Commissioner of Health is authorized and empowered to inspect the same, or cause inspection thereof to be made, whenever and as often as he may deem proper; and if, upon such inspection, he shall find the same to be conducted, managed or maintained in violation of the terms of the application for the license under which the same was opened, conducted, managed or maintained, or in violation of any of the provisions of this article, or any of the health or sanitary ordinances, rules or regulations of said city, then and in that event, he shall recommend to the Mayor the revocation of any such license issued for the opening, conducting, managing or maintaining of the

same. And the Mayor shall revoke such license upon such recommendation, or for any other good and sufficient cause.

1108. (Penalty.) Any person or corporation other than the regularly constituted authorities of the United States, the State of Illinois, County of Cook or City of Chicago, opening, conducting, managing or maintaining a hospital as hereinafter defined within the city, without first having obtained a license therefor, as provided in this article; or after revocation of such license under the authority conferred by this article; or in violation of any of the provisions of this article, shall be fined not less than one hundred dollars nor more than two hundred dollars for each offense;

*Provided*, That in the event of a conviction of any such person or corporation, for a violation of any of the provisions of Section 1104, it shall be the duty of the Commissioner of Health, and he is hereby authorized and empowered, to close such hospital conducted, managed or maintained by any such person or corporation convicted as aforesaid, and to cause its vacation pending the repairs, alterations or additions necessary to make it safe and proper for the occupancy of its inmates and to make it comply with the terms of Section 1104.

And any violation of any of the provisions of this article other than said Section 1104, if continued after the first offense, shall for every day of such continuance be punished by an additional fine of not less than fifty dollars nor more than one hundred dollars.

1109. (Hospital Defined.) For the purpose of this article a hospital is hereby defined to mean any institution or place used for the reception or care, temporary or continuous, of two or more sick, injured or dependent persons, including women awaiting confinement; or used for the treatment of two or more persons suffering from or afflicted with any mental or physical disease or bodily

injury; including all hydropathic and massage institutions.

This ordinance shall take effect and be in force from and after its passage.

The Clerk, on motion of Ald. Reinberg, presented the report of the Committee on Health Department on an ordinance amending Section 1493, Code 1905, in re. spitting in public places, deferred and published February 5, 1906, page 2697.

Ald. Reinberg moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended by striking therefrom Section 1493 and substituting therefor a section to be known and numbered as Section 1493, which shall read as follows:

"No person shall spit upon any public sidewalk or upon the floor of any public conveyance or of any theater, hall, assembly room, public building, or building where any considerable number of people gather or assemble together.

"Every person, firm or corporation owning or operating any public conveyance for the transportation of passengers within the city and every corporation or person owning, leasing or conducting any such building within the city limits shall cause to be posted and kept posted at all times in a conspicuous place within said public conveyance or building a suitable sign or placard bearing the following legend and no other: Spitting is prohibited upon sidewalks, in public conveyances, theaters, halls, assembly rooms, public buildings, or buildings where any considerable number of people gather or assemble together, and in all similar places.

"Offenders are liable to arrest and fine under an ordinance of the City of Chicago."

"Said signs or placards shall be uniform in size and typography with the standard sign or placard to be seen in the office of the Commissioner of Health.

"Such a sign or placard shall also be posted and kept posted upon the outside of all patrol boxes within the city limits.

"It shall be the duty of every member of the police force to enforce the provisions of this ordinance.

"Every person violating the provisions of this ordinance shall, upon conviction, be fined in a sum of not less than one dollar nor more than five dollars."

**SECTION 2.** This ordinance shall be in effect from and after its passage and due publication.

The Clerk, on motion of Ald. Reinberg, presented the report of the Committee on Health Department on an ordinance licensing restaurants, deferred and published February 5, 1906, page 2595.

Ald. Reinberg moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

**Nays**—None.

Ald. Coughlin moved a reconsideration of the vote last taken.

The motion prevailed.

Ald. Coughlin moved that the ordinance be recommitted to the Committee from whence it came.

The motion prevailed.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on an ordinance amending section 688, Code 1905, (excepting certain territory from fire limits) deferred and published February 14, 1906, page 2682.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Paragraph 688 of Chapter XV of the Revised Municipal Code of Chicago of 1905, passed March 20, 1905, be and the same is hereby amended so that said Paragraph 688 shall hereafter read as follows:

(Fire, Limits, Exception From.)—There shall be excepted from the fire limits as hereinbefore defined, the territory bounded as follows:

Commencing at the intersection of a line seventy-five feet west of the west line of State street and a line seventy-five feet south of the south line of 47th street, thence west along said line seventy-five feet south of the south line of 47th street to a line seventy-five feet east of the east line of Wentworth avenue; thence south along said line seventy-five feet east of the east line of Wentworth avenue to a line seventy-five feet north of the north line of 63d street to a line seventy-five feet west of the west line of State street; thence north along said line seventy-five feet west of the west line of State street to the place of beginning.

Also that territory within the lines beginning at the intersection of a line seventy-five feet west of the west line of Wentworth avenue, and a line seventy-five feet south of the south line of 47th street; thence west along said line seventy-five feet south of the south line of 47th street to a line seventy-five feet east of the east line of South Halsted street; thence south along said line seventy-five feet east of the east line of South Halsted street to a line seventy-five feet north of the north line of 63d

street; thence east along said line seventy-five feet north of the north line of 63d street to a line seventy-five feet west of the west line of Wentworth avenue; thence north along said line seventy-five feet west of the west line of Wentworth avenue to the place of beginning.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on an ordinance amending Sections 229, 230 and 231, Code 1905, deferred and published January 29, 1906, page 2415.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Amending certain sections of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 229, 230 and 231 of the Revised Municipal Code

of Chicago of 1905 be and the same are hereby amended so as to read as follows:

**"229. Permits—When Required—Limitation of Time For.)** Before proceeding with the erection, enlargement, alteration, repair or removal of any building in the city, a permit for such erection, enlargement, alteration, repair or removal shall first be obtained by the owner or his agent from the Commissioner of Buildings, and it shall be unlawful to proceed with the erection, enlargement, alteration, repair, or removal of any building or of any structural part thereof within the city unless such permit shall first have been obtained from the Commissioner of Buildings. And if after such permit shall have been granted, the operations called for by the said permit shall not be begun within six months after the date thereof, or if such operations are not completed within a reasonable time, then such permit shall be void, and no operations thereunder shall be begun or completed until a new permit shall be taken out by the owner or his agent and fees as herein fixed for the original permit shall be paid for such new permit."

**"230. (Approval of Architects' Plans.)** In all cases where a licensed architect shall have completed, signed and affixed his seal to plans, drawings or specifications for any building designed to be erected within the corporate limits of the city, or any structural part thereof, for which a building permit must be procured before the same may be erected, the architect making such plans, drawings, or specifications shall submit same to the Commissioner of Buildings for examination and approval; and, if the same shall comply with the provisions of this chapter the said commissioner shall stamp such plans, drawings or specifications in such a manner as to indicate that same have been examined and approved, and the date of such approval, and such

stamp shall be preliminary to the final stamp hereinafter provided for.

Said preliminary stamp shall be so affixed before any contract or contracts shall be entered into on behalf of said owner in regard to the construction of said building or buildings on the part of said architect or other person or persons."

**"231. (Permits—Application For—How Made—How Recorded—Stamped Plans—How Cared For—Return of Same.)** Application for such permits shall be made by the owner or his agent to the Commissioner of Buildings. When such application is made, plans and specifications in conformity with the provisions of this chapter, which have been examined and approved by said commissioner as hereinbefore provided for, shall be filed with the Commissioner of Buildings, who shall then issue a permit and shall file such application, and shall apply to such plans and specifications a final official stamp, stating that the drawings and specifications to which the same have been applied comply with the terms of this chapter. The plans and specifications so stamped shall then be returned to such applicant. True copies of so much of such plans and specifications as may be required in the opinion of the Commissioner of Buildings to illustrate the features of construction and equipment of the building referred to, shall be filed with the Commissioner of Buildings and shall remain on file in his office until the completion or occupation of such building, after which such drawings and specifications shall be returned by the Commissioner of Buildings to the person by whom they have been deposited with him, upon demand. It shall not be obligatory upon the Commissioner of Buildings to retain such drawings in his custody for more than three months after the completion

or occupation of the building to which they relate."

**SECTION 2.** This ordinance shall be in force from and after its passage and approval and due publication.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on an ordinance concerning house drains, deferred and published January 29, 1906, page 2417.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

Ald. Uhler moved that the matter be deferred one week.

The motion prevailed.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on an order for permit to Elizabeth Neagle, deferred and published January 22, 1906, page 2293.

Ald. Harkin moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That permission be granted to Elizabeth Neagle to extend frame addition to building at No. 324 South Halsted street, 11 feet by 20 feet by 9 feet 6 inches high.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on order for permit for McKee Bros., deferred and published January 22, 1906, page 2293.

Ald. Harkin moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue to McKee Bros. a permit to erect a frame shed, covered with corrugated

iron, as an addition to their store at 229-31-33 West 63d street, and siding on tracks of C., P. & Ft. W. Ry. (sketch attached). Roof to be constructed of incombustible material.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on an order for a permit to David McBride, 2800 Hillock avenue, deferred and published February 14, 1906, page 2682.

Ald. Harkin moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Building Commissioner be and he is hereby directed to issue a permit to David McBride to raise frame cottage at 2800 Hillock avenue, dimensions 20 feet by 35 feet.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department on order for permit to the Wisconsin Lime and Cement Co., deferred and published January 29, 1906, page 2415.

Ald. Harkin moved to re-commit the matter to the Committee on Building Department.

The motion prevailed.

#### ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Monday, March 5, 1906, at 7:30 o'clock P. M.



CITY CLERK.





# PROCEEDINGS

## OF THE

# CITY COUNCIL

## CHICAGO. ILLINOIS

Regular Meeting, Monday, March 5, 1906

7:30 O'CLOCK P. M.

### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Wednesday, March 7, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Bad-

enoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

*Absent*—Ald. Carey.

### MINUTES.

Ald. Foreman moved that the minutes of the regular meeting, held February 26, 1906, be approved without being read.

The motion prevailed.

**Communications from the Mayor, Comptroller, Commissioner of Public Works and all Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE, }  
CITY OF CHICAGO, March 5, 1906. }

*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law

I hereby report to your Honorable Body the names of persons imprisoned for violation of city ordinances, who have been released by me during the week ending March 3, 1906, together with the cause of such release.

Chas. K. Seipp, released for Harry G. Seipp, Easton, Pa.

John Brau, released for wife.

Michael Hughes, released for father.

Edward Wolcott, released for mother.

Michael Rago, released for mother and Anna Carlo.

Robert Carter, released for Ald. Hunt.

John Maxwell, released for Ald. Maypole.

Ernest Selaaki, released for wife.

Albert Lenzen, released for mother and J. Grein.

Walter Maleck, released for father.

Chas. E. Raymond, released for A. L. Getty.

James Waters, released for mother.

Geo. Farrell, released for Ald. Richert.

Carl Chesley, released for father.

John Galvin, released for Ed. Hedmark.

Chas. Bennett, released for father.

Joseph Moore, released for M. Doherty and father.

J. L. Cahill, released for wife.

Morris Manley, released for John A. Ploner.

Geo. Stewart, released for E. B. Van Dorn.

Which was placed on file.

His Honor, the Mayor, stated from the chair that he had received a contrary opinion from the Corporation Counsel on the point of order raised by Ald. Snow at the last regular meeting of the Council, viz.: that a "Constitutional majority" of the Council was necessary to confirm an appointment.

On the strength of the opinion from the Corporation Counsel, the Chair ruled Ald. Snow's point of order not well taken,

and declared John F. Finerty duly confirmed as a member of the Board of Local Improvements.

#### POINT OF ORDER.

Ald. Foreman arose to a point of order, to the effect that Mr. Finerty's appointment was illegal because there had been no vacancy created in the Board of Local Improvements in any manner, as provided by the Illinois statutes, and that as John Minwegen had been appointed on April 11, 1904, his term of office of two years, as provided in the Act creating the Board of Local Improvements, had not yet expired.

After debate the Chair asked leave to reserve his ruling on the point in question until he had time to consider the matter, which was granted.

#### ALSO,

The following veto message:

MAYOR'S OFFICE,  
CHICAGO, March 5, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2765 of the current printed Council Proceedings, directing the Commissioner of Public Works to notify corporations owning or operating the "Union Loop" to remove all turnstiles at the stations on said "Union Loop" within thirty days.

I withhold my approval of the said order for the reason that I am advised by the Law Department that in order that there may be no doubt as to the validity of a measure of this character, the City Council should act by ordinance rather than by order, and for the further reason that an order or an ordinance of this nature should appear upon its face to be one of general operation, and should not be directed against any particular corporation or corporations.

In connection with the foregoing veto I respectfully recommend that the ac-

companying ordinance, which embodies the substance of said order, be passed without the usual reference to a committee.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Hunter moved that the ordinance submitted by His Honor, the Mayor, be substituted for the order under consideration.

The motion prevailed.

Ald. Hunter moved the passage of the substitute ordinance.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That every corporation owning, leasing or operating an elevated street railway or any part or parts thereof, within the district bounded by Lake Michigan on the east, the Chicago river on the north, Market street on the west,

and Congress street on the south, shall within thirty (30) days from the passage hereof remove all turnstiles from the stations on the elevated structure or structures owned, leased or operated by said corporation. The Commissioner of Public Works is hereby directed to notify every corporation owning, leasing or operating an elevated street railway or any part or parts thereof within the district above mentioned to remove said turnstiles as aforesaid within the time hereinbefore mentioned.

SECTION 2. Any corporation violating the provisions of this ordinance shall be fined not less than fifty nor more than two hundred dollars for each offense, and each day that any turnstile is permitted to remain at any station on any elevated structure or any part thereof within the district hereinabove described, shall constitute a separate and distinct offense.

SECTION 3. This ordinance shall be in force and effect from and after its passage.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
CHICAGO, March 5, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2752 of the current printed Council Proceedings, granting permission to the Wabash Railroad Company, its successors and assigns, to lay down, construct and operate three additional railroad tracks across Western avenue, for the reason that the ordinance, as it stands, is uncertain and does not clearly show whether the proposed tracks are to be used for general railroad purposes or as switch tracks.

Section 1 of the ordinance refers to "three additional railroad tracks," while in Section 3 there are three references to

a "switch track" and one similar reference in Section 4 of the ordinance.

For some time past the Law Department has recommended that all ordinances granting permission to lay switch tracks should contain a clause reserving the right to the Mayor to revoke the privileges granted at any time in his discretion, so that the rights of the city may be fully conserved.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Bihl moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Bihl moved that the ordinance be referred to the Committee on Streets and Alleys, South Division.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
CHICAGO, March 5, 1906. }

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2743 of the current Council Proceedings, which reads as follows:

"Ordered, That the cinders from all pumping stations and electric light plants be utilized for the repairs of streets in the respective wards in which they are located, and that the Commissioner of Public Works so notify the Engineer and Ward Superintendents."

I return this order without my approval for the reason that the City Electrician advises me that he entered into a contract with Mr. Carl G. Peterson, 110 Edgewood avenue, of date August 1, 1905, to remove all cinders from the three electric light plants of the City of Chicago, located at 299 South Halsted

street, Rice and Lincoln streets, and Fullerton avenue and Chicago River, for and during the period of one year, up to August 1, 1906, all of said cinders to be removed free of charge to the city.

I, therefore, recommend that the vote by which said order was passed be reconsidered, and that the order be repassed in the following form, so that it shall not apply to the Department of Electricity until after the expiration of this contract:

"Ordered, That the cinders from all pumping stations and electric light plants be utilized for the repairs of streets in or adjacent to the respective wards in which they are located and that the Commissioner of Public Works and the City Electrician so notify the Engineers and Ward Superintendents. Provided, that this order shall not go into effect in the Department of Electricity until after August 1, 1906, the time of the expiration of the existing contract for the removal of the cinders from the electric light plants."

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Hunter moved that the order submitted by His Honor, the Mayor, be substituted for the order under consideration.

The motion prevailed.

Ald. Hunter moved the passage of the substitute order.

The motion prevailed, and the order was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman.

Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the order as passed:

*Ordered*, That the cinders from all pumping stations and electric light plants be utilized for the repairs of streets in or adjacent to the respective wards in which they are located, and that the Commissioner of Public Works and the City Electrician so notify the Engineers and Ward Superintendents. Provided, that this order shall not go into effect in the Department of Electricity until after August 1, 1906, the time of the expiration of the existing contract for the removal of cinders from the electric light plants.

ALSO,

The following communication and ordinance:

MAYOR'S OFFICE, }  
CHICAGO, March 5, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN—I transmit herewith an ordinance prepared in the Law Department, providing for the inspection of meters and for the duties of inspectors and the general conduct of the Department of Gas Meters and Gas, and recommend to your Honorable Body the passage of same.

Respectfully,

E. F. DUNNE,

*Mayor.*

#### AN ORDINANCE

Establishing a Department of Inspection

of Gas Meters and Gas, and providing for the duties of same.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. (Department Established.)

—There is hereby established an executive department of the municipal government of the city, which shall be known as the Department of Inspection of Gas Meters and Gas, and which shall include an Inspector of Gas Meters and Gas, and such assistants and employes as the City Council may, from time to time, by ordinance, provide.

SECTION 2. (Office of the Inspector of Gas Meters and Gas Created.)—There is hereby created the office of Inspector of Gas Meters and Gas. He shall be appointed by the Mayor, by and with the consent of the City Council, and shall be head of said Department of Gas Meters and Gas.

SECTION 3. (Bond.)—Said inspector shall, before entering upon the duties of his office, execute a bond to the city in the sum of ten thousand dollars (\$10,000), with such sureties as the City Council shall approve, conditioned for the faithful performance of the duties of his office.

SECTION 4. (Duty to Test Meters.)—It shall be the duty of such inspector to inspect all new meters as hereinafter provided for, and to inspect and seal all gas meters in operation in the city at least once every two years; and the said inspector shall also examine and test any gas meter furnished to any consumer of gas by any gas company furnishing gas in the city wherever requested so to do by any consumer. Such inspection upon the request of a consumer shall be made substantially in accordance with the following requirements: Whenever any consumer of gas furnished by a gas company furnishing gas in the city, shall make a request to such inspector to have any meter or meters so furnished and installed by such gas company on the premises of such consumer inspected for the

purpose of ascertaining whether such meter registers accurately and correctly, and pays to the inspector of gas meters and gas the fee as hereinafter fixed, said inspector shall proceed to make a test of such gas meter. Before making any such test the inspector shall give notice to the person making application for such test, and also to the gas company whose meter is about to be tested, of the time and place where he intends to test such meter. Notice to the company shall be given in writing sent by mail to such gas company at its principal office in the city, and notice shall be sent to such applicant in writing by mail, addressed to the premises described in the application for such test. Such notice shall be mailed at least twenty-four hours before the time set for the test of such meter. The test of such meter shall be made by the inspector or his duly authorized agent or agents at such place as he may designate in such notice or notices, and shall be made in such manner as to thoroughly test such meter, with a view of ascertaining whether it registers accurately.

SECTION 5. (Test of Meters—Unit of Measure—Pressure at Which Test is to Be Made—Standard Meters—Variations Allowed.)—The unit of measure to be employed by the inspector in making the tests of meters herein provided for shall be the cubic foot containing 62.321 pounds of rain or distilled water at a temperature of sixty-two degrees Fahrenheit and at a barometric pressure of thirty inches.

All meters shall be tested at a pressure which will balance a column of water five-tenths of an inch in height.

There shall be maintained at all times in the office of the Inspector of Gas Meters and Gas at least three standard gas meters which have been tested, sealed, and certified by the United States Bureau of Standards.

The meters so maintained shall be used as standards for the purpose of checking the working standards which

are used by said inspector in checking and testing the meters used by the consumers of gas.

Any consumer's meter tested by said inspector shall be deemed to be correct if it registers not to exceed 1 per cent above, or 2 per cent below the working standard, but the inspector may seal meters registering below the 1 per cent as required by the standard, when required by the gas company or vendor so to do.

SECTION 6. (Inspection Conclusive.)—The inspection herein provided for to be made by such inspector shall be conclusive, both upon the gas company owning such meter and the consumer in or upon whose premises such meter was installed, and the amount of gas flowing through such meter for a period of six months before the close of the month in which such meter shall be inspected shall be adjudged to be as if such meter were during such six months in the same condition it was found at the time such inspection was made.

SECTION 7. (New Meters.)—All new meters installed by the gas company in the city after the adoption of this ordinance, shall be tested and examined by the Inspector of Gas Meters and Gas, previous to their installation, and said inspector shall seal same with some suitable seal or stamp, marking thereon the date of his examination. No gas company furnishing gas in the city shall, after the passage of this ordinance and notice from said inspector to the effect that he is prepared to examine and test meters, furnish any meter to the city or any private consumer, until the same has been examined, tested and sealed by said inspector, as herein provided for; and all meters hereafter disconnected for repair or inspection, shall be subject to the same test as is required in case of new meters, before the same shall again be connected or re-installed.

SECTION 8. (Fees.)—Any person, firm or corporation desiring the inspection of

any gas meter within the city, as provided for in Section 4 hereof, shall accompany the application for such inspection with a fee of one dollar (\$1.00), which shall be paid to the City Collector, and for which such applicant shall obtain a receipt from the City Collector showing such payment, which receipt shall describe the location of the gas meter to be inspected, and shall contain the name of the person, firm or corporation for whose benefit said gas meter was installed. Such receipt when presented to the inspector shall be his authority for making the inspection herein provided for.

SECTION 9. (By Whom Fee is Finally to be Paid.)—If the result of any such inspection shall show any meter so inspected to be inaccurate and to have registered in such manner as to show a greater consumption of gas than was actually consumed or than actually flowed through such meter, the amount advanced by the person desiring such test shall be forthwith returned by such inspector to such person and such inspection shall be made without cost or expense of any kind to him. The cost of making such inspection of any meter so found to be inaccurate shall be paid by the company furnishing gas through the same and by whom or for whose benefit such meter was installed, and the amount of the fee as herein fixed for such inspection shall be paid by such company upon a bill being presented to it by the inspector with his certificate showing that such meter was found by him to be inaccurate. If the result of any such inspection of any meter shall show such meter to be registering accurately or to have registered a smaller amount of gas than was actually consumed or actually flowed through such meter, in such case the expense of such inspection shall be paid for out of the fee required to be advanced by the person, firm or corporation making application for such inspection, and no part of such fee shall in such case be returned to such applicant.

SECTION 10. (Disconnection of Meters—To be Inspected.)—Whenever a request shall be made to inspect any meter which is installed in any premises, the Inspector of Gas Meters and Gas shall have the right, upon giving the notices hereinbefore provided for, to disconnect and detach such meter and convey the same to such place as he may desire for the purpose of making his inspection.

SECTION 11. (Fees for New Meters, Etc.)—The fee for the inspection of new meters and meters disconnected or removed as provided for in Section 7 hereof, shall be the same as for the inspection upon application of a consumer; and the fee for the biennial inspection herein provided for shall be fifty cents, to be paid by the gas company owning same, on monthly statements showing the number of meters inspected. The words "gas company," as used in this ordinance, shall be held to include any person, firm or corporation engaged in the business of furnishing gas to the city or any of its inhabitants.

SECTION 12. (Office Hours—Apparatus.)—Said inspector shall keep an office in the city hall, where he shall be found during all hours of the day except when absent on business connected with his official duties.

He shall keep in his office a good and accurate photometer, and not less than three standard meters as hereinbefore provided for.

SECTION 13. (Records to be Kept.)—Said inspector shall keep a register or registers in his office, in which he shall record the number and description of each meter inspected by him and the time when it was tested by him, together with a record of all notices sent or given by him and all other proceedings of his office. Such records shall at all times be open to the inspection of the Mayor, any member of the City Council, and the head of any department.

SECTION 14. (Test of Gas Meters.)—Any company supplying gas to the city



or its inhabitants, or any gas consumer, may at his or its option be represented at any and all tests made of the gas meters, supplied or used by the said company or person.

SECTION 15. (List to be Furnished.)—Each of the several gas companies furnishing gas to the city or its inhabitants, shall furnish to the Inspector of Gas Meters and Gas within sixty (60) days after the passage of this ordinance a full and complete list of the meters installed and in operation at the time of the passage of this ordinance; and shall also on the first of each and every month furnish said inspector a full and complete list of all new meters installed, all removals and all meters disconnected for any cause whatever.

SECTION 16. (Duty of Inspector to Test Quality of Gas.)—Said inspector shall from time to time make photometric tests of the quality of gas furnished by the various gas companies or persons engaged in the business of furnishing and supplying gas to consumers in the city, and he shall communicate to the City Council the result of such tests. If at any time he shall discover that the quality of gas being furnished or supplied to the city or to any consumer by any person or corporation engaged in the business of furnishing or supplying gas, either as to purity or illuminating power, is below the standard required by the provisions of this chapter, he shall forthwith report such fact to the City Council and to the City Electrician with a record showing the tests made by him.

SECTION 17. (Publication of Inspection Notice.)—It shall be the duty of all gas companies supplying gas to the city, or to private consumers, to print in a conspicuous place upon their monthly statements, the address of the main office of the Inspector of Gas Meters and Gas, together with notice that the fee for the inspection of meters is one dollar (\$1.00) and that said fee is payable finally by the gas company in case said

meter shows a greater consumption of gas than was actually consumed, or actually flowed through such meter.

SECTION 18. (Monthly Report.)—Said inspector shall immediately after the first day of each month prepare and submit to the Comptroller a report of the number of meters inspected during the previous month.

SECTION 19. (Annual Report.)—Said inspector shall annually on or before the first of May in each year report in writing to the City Council the transactions of his office during the preceding year, with such other information as he may deem necessary and proper.

SECTION 20. (Penalty.)—Any gas company, corporation or vendor of gas within this city, who shall furnish or use any meter contrary to, or in violation of the provisions of this article, shall, on conviction thereof, be fined not less than twenty-five dollars nor more than one hundred dollars for each and every offense.

SECTION 21. (No Deposit for Meters.)—It shall be unlawful for any person or corporation engaged in the business of furnishing or supplying gas for consumption in the city to require, demand, or receive a deposit of money or other valuable thing as a condition precedent to and as security for furnishing any consumer with a meter.

SECTION 22. (Automatic Meters.)—It shall be unlawful for any person or corporation engaged in the business of furnishing or supplying gas for consumption in the city, to install, or cause to be installed, a meter of the type known as automatic meters, whereby the flow of gas is regulated by the insertion of a coin in a slot, or any other meter which shall automatically cause the flow of gas to cease, or to again start up, after it has been stopped.

SECTION 23. (Removal of Meters.)—Any person or corporation who shall remove any meter or meters from the house, store, factory, or premises of any

consumer of gas in the city against the will and consent of any such consumer of gas who is willing to pay for gas furnished him, it or them by any such person or corporation, and tenders the amount due at the price established, shall be subject to a penalty of not less than twenty-five dollars nor more than two hundred dollars for each offense; provided, however, that any person or corporation furnishing gas to consumers in the city shall have the right to remove any meter or meters for the purpose of repairing same, on condition that such meter or meters so removed shall be replaced or a new one substituted in its place which has previously been stamped by the gas inspector, as hereinbefore provided for, within twenty-four hours of the time of the removal of any such meter or meters.

**SECTION 24. (Purity of Gas.)**—Any person or corporation engaged in, carrying on, or conducting the business of furnishing or supplying gas in the city to any consumer or consumers shall be and hereby is required to furnish and supply gas which shall be so far free from sulphurated hydrogen that it shall not discolor a test paper imbued with acetate of lead when such test paper is exposed to a column of gas issuing for thirty seconds under a pressure of five-tenths of an inch of water, and so that one hundred cubic feet of such gas shall not contain more than twenty grains of sulphur, and so that one hundred cubic feet of such gas shall not contain more than five grains of ammonia.

All tests to be made for the purpose of establishing the purity of gas furnished by any person or corporation furnishing gas in the city shall be made and conducted in accordance with the method employed by the Metropolitan Gas Referees of the City of London for testing the purity of gas supplied, as such methods were in force and vogue on January 1, 1904.

**SECTION 25. (Illuminating Power.)**—Any person or corporation engaged in,

carrying on or conducting the business of furnishing or supplying gas in the city to any consumer or consumers shall be and hereby is required to furnish and supply gas of an illuminating power of not less than twenty candle power, the pressure of gas to be taken at a distance of not less than one mile from the place where the gas tested is manufactured. The gas to be tested shall be burned in a standard burner corresponding to the specifications used by the Metropolitan Gas Referees of the city of London and known as "Sugg's London Argand No. 1."

The Inspector of Gas Meters and Gas shall maintain three standard lamps, which shall be certified by the United States Bureau of Standards and which shall be used only for the purpose of checking the working standards to be used by said inspector in testing gas for illuminating power.

**SECTION 26. (Penalty.)**—Any person or corporation engaged in, carrying on, or conducting the business of furnishing or supplying gas in the city to any consumer or consumers, who shall furnish gas of a lower standard of purity or of less illuminating power than that required in and by the provisions of this article, or who shall violate any other provision of this article, shall be fined not less than fifty dollars nor more than two hundred dollars for each offense; and each and every day on which any such person or corporation shall furnish or supply gas to any person in the city in violation of any of the provisions of this article shall be deemed a separate and distinct offense. And any person or corporation who violates, neglects, or refuses to comply with, or who resists or opposes the enforcement of any of the provisions of this ordinance, shall be fined not less than twenty-five dollars nor more than two hundred dollars for each offense.

**SECTION 27.** All sections of the Municipal Code of the City of Chicago of 1905 in conflict with this ordinance are hereby repealed. Digitized by Google

SECTION 28. This ordinance shall take effect and be in force from and after its passage and due publication.

Ald. Young moved that the ordinance submitted by His Honor, the Mayor, be referred to the Committee on Gas, Oil and Electric Light.

The motion prevailed.

The Corporation Council submitted the following communication:

OFFICE OF THE CORPORATION COUNSEL,  
CHICAGO, March 5, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I am confronted with the direction of your Honorable Body to furnish an opinion as to the right, under the Municipal Code, of any persons selling liquor at a dance or other entertainment or amusement, under a bar permit to sell liquor after 1 A. M.

This order being introduced and passed at the direction of Hon. Thomas F. Scully, Alderman of the Tenth Ward.

I have the honor to reply:

First, bar permits are nothing more nor less than a permission granted by the Mayor, in his executive capacity, to different entertainments, or upon different occasions where entertainments may be conducted, permitting such to sell beverages of a spirituous or vinous nature to the particular guests of the entertainment, for that particular evening or event.

These permits are paid for, and this particular charge collected goes into the treasury of the city through the avenue of its license fund on the proportion of double the price of the licenses.

Under Section 117 of the Municipal Code it is specifically provided that it shall not be lawful for any person or persons to sell or give away such spirituous or other intoxicating liquors, at any entertainment, or in any building, etc., without a special permit from the Mayor.

This provision thereby authorizes the disposal of such liquors and beverages

with the permission of the Mayor. In other words, it authorizes him to permit such. Under this authority persons have a right to sell and dispose of liquor and beverages to be drunk upon the premises, provided the terms of the permit are complied with.

I call to your attention what is not publicly understood, but ought to be, that permits are granted by the Mayor to some particular person or committee of persons appearing before him or the City Collector, and in whose person and representations there can be nothing seen or disclosed that would suggest anything but propriety and orderly proceeding, and complete obedience to the law of peace in the exercise and enjoyment of the permit.

In this case, the Mayor or City Collector trusts the committee or person, that in the enjoyment of the permit it would not be abused by unseemly or lawless conduct. Such entertainments as are given by the several fraternal lodges of the city and benevolent orders, consisting of balls and dances, are invariably the places which seek such permits. That there may be no discrimination, the Mayor or Collector should grant such permits to any association or persons, irrespective of their grade or station in life, if the occasion has for its object only one of amusement or pleasure, giving to him no evidence that such would be or could be used for lawlessness or vicious dissipation. Therefore, each case is a matter of discretion. The discretion when exercised by the Mayor is one permitted by the law, and the Mayor being guided in the exercise of the discretion by the persons or applicants appearing before him, making their representations at the time of the granting of the permit. Therefore, such permits are legal when granted under these conditions by the Mayor.

Care should be taken by the police who should happen to be surrounding the particular event, to see that such permits are not abused, as equal care should be

disclosed by those under whose discretion, judgment and enjoyment these permits are granted, whose duty also it clearly is not to abuse the privilege and to violate the law, under the cover of such permits, which are in themselves not unlawful.

Upon the second inquiry as to whether such permits can authorize the sale of liquors after 1 o'clock, being the second inquiry contained in the direction, I beg to say that I am conscious of the opinion rendered by my distinguished predecessor upon this subject, of the date of February 6, 1904, contained on page 742 of the "Opinions of the Corporation Counsel."

Vouchsafing great respect for this opinion, knowing the thoroughness with which he reached his conclusions, I am nevertheless compelled to dissent from that portion of the opinion which advised former Mayor Harrison that the law which prohibits the selling of liquors, etc., after 1 o'clock, would not apply to bar permits. In all of the opinion of my illustrious predecessor I coincide, with the single exception of that.

I have the honor to advise you that it is my judgment under the law that there are two reasons why the bar permits would not authorize the selling of liquors after 1 o'clock. The first is, that the law as set forth in Section 1136 of the Code, prohibits any person from keeping open any saloon, bar room, or tipping house after the hour stated. The object of the law is to prohibit the sale or any form of disposal of liquor after a certain hour. This is because the effect of such liquors after such hour is assumed to produce noise and disturbance to the surroundings, at a time when it is assumed people have a right, and are inclined to sleep and be at repose. The object of the law is one of peace and quiet after a certain hour, recognizing our customs of society, as to day time and night time. Therefore, I am impelled to the conclusion that where the Mayor grants a permit to sell liquor at certain place or places in the form of a bar per-

mit, that permit creates a bar at that room, and so becomes a "barroom," within the meaning of the law as to the hour of closing.

Second. If this were not so, the second reason at once rises to our mind, which is, that while the saloon as such would be compelled to close for the reason disclosed by the spirit of the law and its intention, these entertainments are permitted to keep open and sell after the hour, and thus in every quarter where the entertainment is had, the very thing could be bought and the effect produced upon the community which it was the object of the law to avoid, by compelling the saloon to cease selling at the hour it was assumed people retire from affairs to their repose and quiet.

It is apparent that it would only be necessary to increase the entertainments, when the result would be a universal disposition of liquor through the whole city in violation of the meaning of the law, through the medium of the entertainments and amusements, and then the very purpose of the law is destroyed instead of being preserved.

Finally, this custom would work a discrimination against the men who are in the saloon business, who pay for their licenses, and who ought to be given no privilege that is not within the meaning of the law, but ought to be denied none that is established by law. It is apparent that it is unfair to permit their competitors during the night to dispose of liquors for profit throughout the whole of the night, while the saloon which may be the neighbor, and also pays for its permit, is permitted only for the half of the night. This latter suggestion indicates that any other construction of a bar permit than to compel the closing at the same hour the saloon should close, would work discrimination which is contrary to the spirit of the law, and work an evil to the community which is in violation of the purpose of the law.

Conclusion

(a) I therefore advise that it is the

right of the Mayor to issue bar permits provided by statute and ordinance.

(b) That it is his right to issue permits to a particular person or committee of persons representing the different fraternal lodges and benevolent organizations, where the appearances to him are such that law and order will be observed in the enjoyment of the permit.

(c) That when the permit is issued, the holder thereof is bound by the law applying to a barroom, and in the enjoyment of the permit obedience to the ordinances and the regulations concerning barrooms should be enforced. Therefore, a sale after the hour at which barrooms are compelled to close will be in violation of the law.

I have the honor to be,

Very respectfully,

J. HAMILTON LEWIS,

*Corporation Counsel.*

Which was placed on file.

The City Clerk presented the following communication:

CITY CLERK'S OFFICE, }  
CHICAGO, March 5, 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with the provisions of the revised Municipal Code, I hereby make report of acceptances and bonds under ordinances, which have been filed in this office since the last preceding meeting of your Honorable Body.

Acceptance of Elise Kirchheimer, under ordinance of January 26, 1906.

Bond of Louis Weber & Co., under ordinance of February 5, 1906.

Acceptance and bond of David H. Fritts, under ordinance of February 26, 1906.

Acceptance and bond of Otto Young, under ordinance of February 14, 1906.

Acceptance and bond of Chas. A. McAllister, under ordinance of January 29, 1906.

Acceptance and bond of The Banker

Electric Protective Company, under ordinance of February 5, 1906.

Yours respectfully,

A. C. ANSON,

*City Clerk.*

Which was placed on file.

ALSO,

Certain amendments to the ordinance concerning the Chicago & Oak Park Elevated Railroad Company, which were

Referred to the Committee on Local Transportation.

ALSO,

A petition from the North Shore Improvement Association, protesting against the passage of the proposed St. Paul ordinance in its present form, which was Placed on file.

ALSO,

A communication from the Chicago South Side Club, presenting a resolution asking for an increase of saloon licenses to one thousand dollars, which was

Placed on file.

ALSO,

The claim of Nancy A. Sutton for damages, which was

Referred to the Committee on Finance.

The Board of Education submitted requests as follows:

The Lloyd school building, additional appropriation to complete.

The William Penn school, additional appropriation to complete.

For vacating a sixteen-foot alley running east and west between the Healy school properties.

For vacating a ten-foot alley running north and south between property recommended to be acquired adjacent to the John Spry school.

For concurrence in the erection of the James H. Bowen High School.

For concurrence in acquiring the property fronting on Boulevard way,

south of and adjoining the John Spry school premises, under the law of eminent domain.

For vacating a sixteen-foot alley running east and west between the Blaine school premises.

For concurrence in the acquisition, under the law of eminent domain, of the property on Southport avenue north of the Blaine school premises.

For concurrence in the acquisition of property, under the law of eminent domain, on Elburn avenue west of and adjoining the Jefferson school premises.

For concurrence in the acquisition, under the law of eminent domain, of property on the northwest corner of Thirty-first street and Parnell avenue, south of the premises recently acquired for the Healy school.

For concurrence in the acquisition of a new site for the relief of the Curtis school district.

For concurrence in acquiring property adjoining the Farragut school premises.

Which were referred to the Committee on Schools.

The Commissioner of Public Works presented a communication and draft of an ordinance regarding the agreement entered into between Emily J. Brown and the City of Chicago for the use as a temporary highway of a pontoon bridge over the Chicago River at Archer avenue, which was

Referred to the Committee on Finance.

ALSO,

The following communication and order:

DEPARTMENT OF PUBLIC WORKS,  
Chicago, March 5, 1906.

To the Mayor and City Council of the City of Chicago:

I deem it necessary and advisable to lay water mains in various streets, and respectfully ask the passage of the following order:

*Ordered:* That the Commissioner of

Public Works be and he is hereby authorized to lay water mains in the following streets:

On Foster avenue, from Western avenue to 140 feet eastward; size, 6 inches; probable cost, including hydrants and basins, \$175.00; pays 10 cents.

Respectfully,

JOSEPH M. PATTERSON,  
*Commissioner of Public Works.*

By WM. L. O'CONNELL,  
*Deputy Commissioner.*

Ald. Hunter moved to concur in the request and pass the order therewith.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

Ald. Raymer then moved to suspend the rules for the purpose of considering the report of the Committee on License in re. saloon license fee, deferred and published February 26, 1906, page 2727.

The motion prevailed.

Ald. Werno requested that the special order, the C. M. & St. P. ordinance, be carried over for one week.

Ald. Kunz moved that the matter be deferred for two weeks.

POINT OF ORDER.

Ald. Snow rose to a point of order, his point of order being that, since the Council had suspended the rules to take up

the report of the Committee on License, Ald. Werno's request and Ald. Kunz's motion were out of order.

The Chair ruled the point of order well taken.

The Clerk, on motion of Ald. Dunn, presented the report of the Committee on License, on ordinance amending Sections 1339 and 1340 of the Revised Municipal Code of 1905 in re. saloon license fee, deferred and published February 26, 1906, page 2727.

Ald. Dunn moved to concur in the report and pass the ordinance therewith.

Ald. Dailey presented the following amendment:

#### AN AMENDMENT

To a proposed ordinance amending Sections 1339 and 1340 of the Revised Municipal Code of Chicago of 1905, published at pages 2728 of the Council Proceedings of February 26, 1906.

Amend Sections 1 and 2 of an ordinance amending Sections 1339 and 1340 of the Revised Municipal Code of Chicago of 1905, published at page 2728 of the current printed Council Proceedings of February 26, 1906, by striking from the ninth line of Section 1 thereof the words "one thousand" and by substituting therefor the words "six hundred," and by striking from the sixteenth and seventeenth lines of Section 2 thereof the words "one thousand" and by substituting therefor the words "six hundred," and by striking from the eighteenth line of said Section 2 thereof the words "five hundred" and by substituting therefor the words "three hundred."

Ald. Dailey moved that the amendment be adopted.

Ald. Dunn moved to lay the motion on the table.

The motion to table prevailed by yeas and nays as follows:

*Yeas*—Dixon, Harding, Pringle, Foreman, Potter, Young, Snow, Bennett, Jones, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Dever, Sitts,

Finn, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Reinberg, Lipps, Butler, Raymer, Larson, Roberts, Badenoch, Bihl, Hunt, Ruxton, Hunter, Race—36,

*Nays*—Coughlin, Kenna, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Nowicki, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Siewert, Wendling, Bradley, Burns, O'Connell, Kohout—31.

Ald. Bennett then called for the previous question, and the call was sustained by yeas and nays as follows:

*Yeas*—Dixon, Pringle, Foreman, Potter, Young, Snow, Bennett, Jones, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Reinberg, Lipps, Butler, Raymer, Larson, Roberts, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—37.

*Nays*—Coughlin, Kenna, Harding, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Siewert, Wendling, Bradley, Burns, O'Connell—31.

The question recurring on the motion of Ald. Dunn to pass the ordinance as recommended by the Committee on License, the motion prevailed by yeas and nays as follows:

*Yeas*—Dixon, Harding, Pringle, Foreman, Potter, Young, Snow, Bennett, Jones, Harris, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Roberts, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—40.

*Nays*—Coughlin, Kenna, Richert, Dai-

lay, McCormick (5th ward), Martin, Moynihan, Fick, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Wendling, Bradley, Burns, O'Connell—28.

The following is the ordinance as passed:

#### AN ORDINANCE

Amending Sections 1339 and 1340 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1339 of the Revised Municipal Code of the City of Chicago of 1905 is hereby amended to read as follows:

"1339. Fee. Any person on compliance with the aforesaid requirements and the payment in advance to the City Collector of a license fee at the rate of one thousand dollars per annum, shall receive a license under the corporate seal, signed by the Mayor and attested by the City Clerk, which shall authorize the person or persons therein named to keep a dram-shop or saloon and to sell, give away or barter intoxicating liquors, in quantities less than one gallon, in the place designated in the license and for the period stated therein."

SECTION 2. Section 1340 of the Revised Municipal Code of Chicago of 1905 is hereby amended to read as follows:

"1340. Periods of Payment. The saloon license year is hereby divided into two periods as follows: From May first to October thirty-first, inclusive, shall be known as the first period; from November first to April thirtieth of the following year, inclusive, shall be known as the second period. Licenses may be issued for the full license year or for the unexpired portion thereof, or for any period of the unexpired portion thereof; and the

fee payable therefor shall be one thousand dollars in advance for the full license year, or five hundred dollars in advance for each period; provided, that if any license shall issue for the unexpired portion of the license year or for the unexpired portion of any period, the fee to be paid therefor shall bear the same ratio to the sum required for the whole year that the number of days in such unexpired portion bears to the whole number of days in the year; and provided further that no license shall extend beyond the 30th day of April next following its issuance."

SECTION 3. This ordinance shall be in force from and after its passage and due publication according to law and shall take effect on the first day of May, A. D. 1906.

Ald. Snow moved to reconsider the vote last taken.

Ald. Foreman moved to lay the motion on the table.

The motion to table prevailed by yeas and nays as follows:

Yeas—Dixon, Harding, Pringle, Foreman, Potter, Young, Snow, Bennett, Jones, Harris, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Roberts, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—40.

Nays—Coughlin, Kenna, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Wendling, Bradley, Burns, O'Connell—28.

The Board of Local Improvements submitted a report and ordinance establishing the grade of sundry streets.

By unanimous consent the ordinance



was put upon its passage and passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

### FIRST WARD.

Ald. Coughlin presented the following order:

*Ordered:* That the Commissioner of Public Works be and he is hereby directed to issue a permit to George M. Clark & Co., 72 E. Lake street, to hang two enameled steel signs, size 3 feet by 9 feet. Same to be hung in "V" shape, to extend 5 feet from building. Said enameled steel signs shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time in his discretion.

Which was on motion duly passed.

Ald. Coughlin presented an ordinance authorizing the issuance of an auctioneer's license, on payment of fifty dollars (\$50.00), to Henry S. Daniels, which was Referred to the Committee on Finance.

The Board of Local Improvements submitted the following ordinance:

### AN ORDINANCE

Repealing an ordinance for a 14-foot cement sidewalk on both sides of Eldredge place, from Michigan avenue to the first alley west of Wabash avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a 14-foot cement sidewalk on both sides of Eldredge place, from Michigan avenue to the first alley west of Wabash avenue," passed March 27, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed September 28, 1905, Warrant No. 33749, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### SECOND WARD.

Ald. Dixon presented an ordinance in favor of the Pekin theater for a canopy, which was

Referred to the Committee on Streets and Alleys, South Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of 26th place, from Wentworth avenue to the east line of LaSalle street.

By unanimous consent, on motion of Ald. Dixon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of 20th street, from South Park avenue to Cottage Grove avenue.

By unanimous consent, on motion of Ald. Harding, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a 6-foot cement sidewalk on the east side of Brewery avenue, between 27th street and its southerly terminus, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a 6-foot cement sidewalk on the east side of Brewery avenue, between 27th street and its southerly terminus," passed January 10, 1898, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed August 4, 1898, Warrant No. 23404, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

AN ORDINANCE

Repealing an ordinance for a 6-foot cement sidewalk on both sides of Prairie avenue, from 26th street to 33d street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Prairie avenue from 26th street to 33d street," passed May 11, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed February 9, 1904, Warrant No. 32773, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

THIRD WARD.

Ald. Pringle presented the following ordinances:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 779 of Chap-

ter 20 of the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended so that said section shall hereafter read as follows:

779. License to Sell Liquor.—No person or corporation engaged in the business of selling drugs or keeping what is commonly known as a drug store shall sell or give away or in any manner deal in any vinous, spirituous, ardent, intoxicating or fermented liquors by himself, agent or servant without a license for that purpose; no person or corporation conducting any such drug store shall be permitted to place in show windows or in show cases or in any other public or conspicuous place about the premises in which the drug store is located for the purpose of advertisement or for any other purpose whatever, any bottles or signs or any other thing to advertise the sale of any vinous, spirituous, ardent, intoxicating or fermented liquors, under penalty of not less than one hundred dollars nor more than two hundred dollars for each offense.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. No person by himself, agent or servant engaged in the business of selling candies or fruits, or either or both of them, or keeping what is commonly known as a confectionery or fruit store, shall be permitted to sell, give away or in any manner deal in any vinous, spirituous, ardent, intoxicating or fermented liquors in the premises in which such confectionery or fruit store is maintained.

SECTION 2. Any person violating any of the provisions of this ordinance shall be fined not less than one hundred dollars nor more than two hundred dollars for each offense.

SECTION 3. This ordinance shall be in

force and effect from and after the date of its passage.

Which were referred to the Committee on License.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from 37th place to 39th street between Michigan avenue and Indiana avenue.

By unanimous consent, on motion of Ald. Pringle, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a 6-foot cement sidewalk on the west side of Ellis avenue, from 37th street to 39th street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a 6-foot cement sidewalk on the west side of Ellis avenue, from 37th street to 39th street," passed May 26, 1902, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed February 27, 1903, Warrant

No. 31660, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a ten-foot cement sidewalk on both sides of 39th street, from Langley avenue to Cottage Grove avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a ten-foot cement sidewalk on both sides of 39th street, from Langley avenue to Cottage Grove avenue," passed May 12, 1902, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed March 17, 1903, Warrant 31,760, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

#### FOURTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of Lime street, from Archer avenue to 27th street.

By unanimous consent, on motion of Ald. Richert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

#### FIFTH WARD.

Ald. Martin and McCormick presented the following resolution:

WHEREAS, There is, at the present

time, no adequate law for the purpose of placing a legitimate tax upon teams and wheels occupying and using the streets of Chicago; and

WHEREAS, The revenues of the city require that there shall be a legitimate tax upon any lines of business using the streets of Chicago; and

WHEREAS, For equality of taxation, there should be no discrimination in behalf of or in favor of any person or persons, business or businesses; and

WHEREAS, The courts of the State of Illinois have heretofore held a law looking to the taxation of wheels and teams invalid, for that a sufficient foundation in the charter of the City of Chicago had not been laid upon which to sustain the said tax; now, therefore, be it

*Resolved*, By the City Council in body assembled, That the Honorable Mayor of the city do at early convenience after the passage of this resolution appoint a committee of not less than five Aldermen, being members of this body, which committee shall have for its object, and here and now are instructed, to wait upon the present convention in session organized and sitting for the purpose of framing a charter to the City of Chicago, and there present and make known the expression of this resolution, to the end that an appropriate and fitting clause shall be incorporated in the charter which shall justify and authorize a legitimate tax upon vehicles and wheels using the streets of the City of Chicago, to the end and purpose of providing revenue from such sources as would be equitable and just to the City of Chicago; be it further

*Resolved*, That the committee shall indicate to the Charter Convention that the said fund obtained by the said process of taxation shall be held in reserve as a trust fund for the general repair of the general streets of the City of Chicago.

Which was on motion, duly adopted.

Ald. Martin presented an order for the paving of Archer avenue, from Western

avenue west to Rockwell street, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a sidewalk on both sides of Short street, from 25th street to Fuller street.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for an 8-foot cinder sidewalk on both sides of Loomis street, from 31st street to 32d street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for an 8-foot cinder sidewalk on both sides of Loomis street, from 31st street to 32d street," passed November 11, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed February 19, 1903, War-

rant No. 31,680, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a 6-foot plank sidewalk on the west side of Robey street, from 35th street to 36th street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot plank sidewalk on the west side of Robey street, from 35th street to 36th street," passed October 14, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed November 5, 1902, Warrant 31,445, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey

McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### SIXTH WARD.

Ald. Potter presented an ordinance for vacating an alley in Elisha Bayley's subdivision, which was

Referred to the Committee on Streets and Alleys, South Division.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on the north side of 42d street, between Cottage Grove avenue and Evans avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on the north side of 42d street, between Cottage Grove avenue and Evans avenue," passed September 23, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed October 16, 1902, Warrant 31,338, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

#### ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on the south side of 50th street, from State street to Vincennes avenue, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on the south side of 50th street, from State street to Vincennes avenue," passed July 1, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed August 26, 1902, Warrant No. 31,324, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st

ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Kimbark avenue, from 51st street to 55th street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Kimbark avenue, from 51st street to 55th street," passed January 16, 1899, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 23,598, of the County Court of said county, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Fim, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lippe, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

#### SEVENTH WARD.

Ald. Bennett presented the claim of Harry J. Peck for personal injuries, which was

Referred to the Committee on Finance.

Ald. Bennett presented an ordinance amending Articles I. and II. of Chapter XLV. of the Revised Municipal Code of 1905, in re. the regulation of parks, public playgrounds and bathing beaches, which was

Referred to the Committee on Finance.

Ald. Snow presented the following ordinance:

WHEREAS, On July 5, 1905, an ordinance was passed vacating all that part of alley extending northeast and southwest in Block eleven (11) in Reaper's Addition, which adjoins Lots thirty-six (36) to forty-six (46) inclusive, and easterly eight (8) feet of Lot thirty-five (35), and westerly four (4) feet of Lot forty-seven (47), and providing for a payment to the city for such vacation in the sum of fourteen hundred and eight dollars (\$1,408.00); and

WHEREAS, On January 15, 1906, page 2137 Council Proceedings, a new ordinance was passed affecting the same property, wherein the International Harvester Company, in lieu of compensation, dedicated for alley purposes property which exceeded in value the land vacated; therefore, ordinance passed July 5, 1905, should be repealed.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That an ordinance passed July 5, 1905, and published on page 874 of the Council Proceedings of that date, vacating all that part of alley extending northeast and southwest of Block eleven (11), Reaper's Addition, being block bounded by Blue Island and Oakley avenues, 25th and Leavitt streets, which adjoins Lots thirty-six (36) to forty-six (46) inclusive, and the easterly eight (8) feet of Lot thirty-five (35) and westerly four (4) feet of Lot forty-



seven (47), be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force and take effect from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihi, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for six-foot cement sidewalk on the east side of Indiana avenue, from 61st street to 63d street, in the City of Chicago, County of Cook and State of Illinois:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on the east side of Indiana avenue, from 61st street to 63d street," passed May 11, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed December 5, 1903, Warrant 32446, be and the same is hereby annulled.

SECTION 2. That ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihi, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for six-foot cement sidewalk on both sides of 54th place, from Woodlawn avenue to Lexington avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalks on both sides of 54th place, from Woodlawn avenue to Lexington avenue," passed March 2, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed July 7, 1903, Warrant No. 32169, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st

ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for six-foot cement sidewalk on both sides of 55th place, from Indiana avenue to Prairie avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of 55th place, from Indiana avenue to Prairie avenue," passed March 2, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed July 9, 1903, Warrant 32170, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of 55th street, from Cornell avenue to East End avenue, in the City of Chicago, County of Cook and State of Illinois:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of 55th street, from Cornell avenue to East End avenue," passed September 23, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed October 16, 1902, Warrant No. 31344, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of 56th street, from South Park avenue to

State street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of 56th street, from South Park avenue to State street," passed April 9, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed February 9, 1904, Warrant 32753, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

Nays—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for an eight-foot cement sidewalk on both sides of 63d street, from South Park avenue to Cottage Grove avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for an eight-foot cement sidewalk on both sides of 63d

street, from South Park avenue to Cottage Grove avenue," passed October 5, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed June 23, 1904, Warrant 33074, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

Nays—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cinder sidewalk on the north side of 67th street, from Evans avenue to the first alley east, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cinder sidewalk on the north side of 67th street, from Evans avenue to the first alley east," passed May 15, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed September 28, 1905, Warrant No. 33764, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

**Nays**—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on the north side of 74th street, from Lexington avenue to Woodlawn avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An ordinance for a six-foot cement sidewalk on the north side of 74th street, from Lexington avenue to Woodlawn avenue," passed June 17, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed July 8, 1902, Warrant 31021, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman,

Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

**Nays**—Conlon, Brennan.—2.

#### EIGHTH WARD.

Ald. Moynihan presented an order directing the Committee on Buildings to report an amendment to the building ordinance governing and regulating department stores, which was

Referred to the Committee on Building Department.

Ald. Moynihan presented an order for a permit to Bernard Klatt to complete building on Escanaba avenue, between 90th and 91st streets, which was

Referred to the Committee on Building Department.

Ald. Moynihan presented an order directing the Commissioner of Public Works to rent to J. Kohlhof & Son a strip of land on the southeast side of Harbor avenue, which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. Moynihan presented an ordinance in favor of The Calumet Illuminating Company to operate electric wires and conductors, which was

Referred to the Committee on Gas, Oil and Electric Light.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Cheltenham place, from Lake avenue to

Coles avenue, in the City of Chicago, County of Cook and State of Illinois.  
*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Cheltenham place, from Lake avenue to Coles avenue," passed June 10, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed June 7, 1902, Warrant No. 30906, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

Nays—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Marquette avenue, from 76th street to 77th street in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Marquette avenue, from 76th street to 77th

street," passed May 25, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed June 1, 1904, Warrant 33064, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

Nays—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a 6-foot plank sidewalk, on both sides of Ontario avenue, from 93d street to Harbor avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot plank sidewalk on both sides of Ontario avenue, from 93d street to Harbor avenue," passed April 9, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed September 14, 1903, Warrant No. 32312, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d. ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

#### NINTH WARD.

Ald. Harris presented the claim of L. Wittenberg for refund of water tax, which was

Referred to the Committee on Finance.

Ald. Fick presented the claim of Francis Hale for personal injury, which was

Referred to the Committee on Finance.

Ald. Fick presented an ordinance in favor of Henry A. du Pont for a switch track, which was

Referred to the Committee on Streets and Alleys, West Division.

#### TENTH WARD.

Ald. Scully presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to notify the Chicago Union Traction Company to forthwith put in good condition the right of way of said company on West 12th street, between Halsted street and Ashland avenue.

Which was on motion duly passed.

The Board of Local Improvements sub-

mitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with creosoted wooden blocks, Blue Island avenue, from West 18th street to West 21st street.

By unanimous consent, on motion of Ald. Hurt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

#### ALSO,

A recommendation ordinance and estimate for a plank sidewalk on both sides of West 14th place, from Blue Island avenue to South Ashland avenue.

By unanimous consent, on motion of Ald. Scully, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt

Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### ELEVENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a plank sidewalk on both sides of West 21st place, from South Ashland avenue to South Western avenue.

By unanimous consent, on motion of Ald. Hoffman, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### THIRTEENTH WARD.

Ald. Riley presented an order for the paving of Polk street, from Homan avenue to Central Park avenue, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt West Polk street, from South Washtenaw avenue to South Kedzie avenue.

By unanimous consent, on motion of 1. Considine, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt South Troy street, from Colorado avenue to West Van Buren street.

By unanimous consent, on motion of Ald. Riley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of South Trumbull avenue, from 178 feet

north of West Van Buren street to 106 feet south of West Van Buren street.

By unanimous consent, on motion of Ald. Considine, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

#### FOURTEENTH WARD.

Ald. Maypole presented an ordinance in favor of Crofts & Reed for an elevated switch track, which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Maypole presented an ordinance amending an ordinance of December 11, 1905, in favor of Crofts & Reed for an elevated switch track, which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Maypole presented an ordinance for vacating a portion of Smart street, which was

Referred to the Committee on Streets and Alleys, West Division.

#### FIFTEENTH WARD.

Ald. Smith presented an order for paving with brick the first alley east of

Hoynes avenue, between North avenue and Fowler street, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on the south side of West North avenue, from North Hoynes avenue to Milwaukee avenue.

By unanimous consent, on motion of Ald. Beilfuss, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a twelve-foot cement sidewalk on the south side of Division street, from Hoynes avenue to 46.8 feet east, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a twelve-foot cement sidewalk on the south side of Division street, from Hoynes avenue to 46.8 feet east," passed March 6, 1905, be and the same is hereby repealed, and that the assessment made under the pro-



visions of said ordinance, confirmed July 11, 1905, Warrant No. 33634, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

## SEVENTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt North Curtis street, from North May street to West Huron street.

By unanimous consent, on motion of Ald. Dever, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (4th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer,

Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

## ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of West Superior street, from North Centre avenue to North May street.

By unanimous consent, on motion of Ald. Sitts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

## EIGHTEENTH WARD.

Ald. Conlon presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue permit to Union Park Hotel to maintain glass sign in front of premises, 521 West Madison street, said sign to be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time in his discretion.

*Ordered*, That the Commissioner of Public Works be hereby directed to issue a permit to the Pennsylvania Company to suspend sign for its freight office

across sidewalk in front of 171 South Canal street, said sign to be firmly attached to the building by proper and firm supports, in accordance with plan hereto attached and made part of this order.

Which were on motion duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Curtis street, from West Madison street to West Lake street.

By unanimous consent, on motion of Ald. Conlon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Willard court, from Randolph street to Washington boulevard, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Willard court, from Randolph street to Washington boulevard," passed May 23, 1904,

be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed November 1, 1904, Warrant No. 33245, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

#### TWENTIETH WARD.

Ald. Stewart presented orders for paving (with asphalt) Robey street, from Washington boulevard to Madison street; for paving (with brick) alley between Claremont avenue and Oakley avenue, north of Metropolitan right of way; which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Jackson place, from Hoyne avenue to 135.5 feet west of Hamilton avenue, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance en-

titled "An ordinance for a six-foot cement sidewalk on both sides of Jackson place, from Hoyne avenue to 135.5 feet west of Hamilton avenue," passed September 23, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed October 27, 1902, Warrant No. 31410, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

## TWENTY-FIRST WARD.

Ald. Reese presented the following order:

*Ordered*, That the Corporation Counsel be and he is hereby directed to render an opinion to the City Council as to whether or not the city may pass a valid ordinance regulating or prohibiting the passing of handbills, circulars or other advertising matter by stuffing the same in the letter boxes attached to private residences and to flat buildings.

Which was, on motion, duly passed.

Ald. Reese presented the claim of Dr. W. Bonner for rebate of water tax, which was

Referred to the Committee on Finance.

Ald. McCormick presented an ordinance requiring the elevation of railroad bridges now maintained across the Chicago River within the limits of the City of Chicago, which was

Referred to the Committee on Harbors, Wharves and Bridges.

Ald. McCormick presented a petition of property owners for the creation of a prohibition district in the territory bounded by North State street, Huron street, Dearborn avenue, Erie street, etc., which was

Referred to the Committee on License.

Ald. McCormick presented an ordinance requiring the Pittsburg, Ft. Wayne & Chicago, the Chicago, St. Paul and Fond du Lac R. R. Company, the Pennsylvania Company, the P. C. C. & St. L. R. R. Company, and the C. M. & St. P. R. R. Company to pave with asphalt a portion of West Water street, which was

Referred to the Committee on Streets and Alleys, West Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with granite blocks the alley between Illinois street and Michigan street, from North Clark street to La Salle avenue.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns,

Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Astor street, from Goethe street to Schiller street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Astor street, from Goethe street to Schiller street," passed February 24, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed August 3, 1903, Warrant No. 32337, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot

cement sidewalk on both sides of Banks street, from State street to Lake Shore Drive, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Banks street, from State street to Lake Shore Drive," passed March 9, 1903, be and the same is hereby repealed, and that the special assessment made under the provisions of said ordinance, confirmed August 3, 1903, Warrant No. 32340, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a 14-foot cement sidewalk on both sides of Cass street, from Michigan street to Kinzie street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a 14-foot cement

sidewalk on both sides of Cass street, from Michigan street to Kinzie street," passed July 9, 1900, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed February 23, 1904, Warrant No. 32739, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a 16-foot cement sidewalk on both sides of Clark street, from Chestnut street to Division street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An ordinance for a 16-foot cement sidewalk on both sides of Clark street, from Chestnut street to Division street," passed June 6, 1898, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 23169 of the County Court of said county, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a 14-foot stone sidewalk on both sides of Illinois street, from Dearborn avenue to St. Clair street, in the City of Chicago, County of Cook, and State of Illinois,  
*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An ordinance for a 14-foot stone sidewalk on both sides of Illinois street, from Dearborn avenue to St. Clair street," passed February 24, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed August 3, 1903, Warrant 32367, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan,

Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a 12-foot cement sidewalk on both sides of Illinois street, from La Salle avenue to Wells street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a 12-foot cement sidewalk on both sides of Illinois street, from La Salle avenue to Wells street," passed June 11, 1900, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 25651 of the County Court of said county, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Pine street, from Illinois street to Michigan street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Pine street from Illinois street to Michigan street," passed March 9, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed August 3, 1903, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot ce-

ment sidewalk on both sides of St. Clair street, from Ohio street to Illinois street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a 6-foot cement sidewalk on both sides of St. Clair street, from Ohio street to Illinois street," passed July 9, 1900, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 25903 of the County Court of said county, be and the same is hereby ordered dismissed.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

## TWENTY-SECOND WARD.

Ald. Sullivan presented the claim of Patrick Conway for rebate of water tax, which was

Referred to the Committee on Finance.

Ald. Dougherty presented an ordinance for vacating an alley in the block bounded by Orleans, Franklin, Ohio and Ontario streets, which was

Referred to the Committee on Streets and Alleys, North Division.

The Board of Local Improvements submitted the following ordinance:

## AN ORDINANCE

Repealing an ordinance for a 10-foot plank sidewalk on the west side of Crosby street, from Hobbie street to Oak street, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a 10-foot plank sidewalk on the west side of Crosby street, from Hobbie street to Oak street," passed July 9, 1900, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed May 28, 1901, Warrant No. 30,119, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

## TWENTY-THIRD WARD.

Ald. Werno presented the claim of Daniel Long for refund for repairs on water service pipe, which was

Referred to the Committee on Finance.

Ald. Werno called the attention of the Chair to the special order set for eight o'clock, the C. M. & St. P. track elevation ordinance (Evanston division), and asked that its rights be preserved.

The Chair stated that the rights would be preserved.

Ald. Werno presented an opinion from the Corporation Counsel and sundry amendments in connection with the St. Paul track elevation ordinance, and moved that they be published.

The motion prevailed.

The following is the opinion of the Corporation Counsel:

OFFICE OF THE CORPORATION COUNSEL, }  
CHICAGO, March 1, 1906. }

*Hon. Charles Werno, Chairman Local Transportation Committee:*

DEAR SIR—Your letter of recent date, addressed to the Corporation Counsel, concerning the proposed track elevation ordinance for the Evanston Division of the Chicago, Milwaukee & St. Paul Railway Company, was referred to me for consideration and reply.

I transmit herewith the amendment to Section 19 of said ordinance providing for the dedication of a street or removal of tracks from Southport avenue as requested in your letter. You also inquire in your letter as to the company's rights in Southport avenue under ordinances from the Village of Rogers Park.

The company is operating its Evanston Division through that part of the city which was formerly within the Town of Lake View and the Village of Rogers Park under ordinances which were granted by those municipalities from time to time, all of which appear in Volume 2 of Special Ordinances on the pages mentioned below.

(P. 498.) An ordinance granted by the Board of Trustees of the Town of Lake View granting to the Chicago, Milwaukee & St. Paul Railway Company certain conditional privileges to lay tracks

across Fullerton avenue, passed March 29, 1886.

(P. 499.) An ordinance passed by the City Council of the City of Lake View granting the same company the right of way to Rossow Brothers' Wagon Manufacturing Company, passed August 6, 1888.

(P. 504.) An ordinance passed by the Board of Trustees of the Town of Lake View to the Chicago & Evanston Railroad Company granting it a right of way from Fullerton avenue between the east line of Southport avenue and a point six hundred feet east thereof, running northeasterly and north to a point on the north boundary line of the town 330 feet east of the center of Evanston avenue, and the right to run in certain streets in said route, passed October 3, 1881.

(P. 506.) An ordinance passed by the Board of Trustees of the Town of Lake View amending the ordinance last mentioned and permitting the said company to commence its route in Southport avenue on the south line of the town, and to run its tracks on a curve by which the same shall leave said avenue within two hundred feet of the northeast corner of Fullerton and Southport avenues, passed September 18, 1882.

(P. 507.) An ordinance passed by the Board of Trustees of the Town of Lake View amending the ordinance last mentioned and permitting the said company to change the route so that it shall commence at a point in Fullerton avenue on the south line of the Town of Lake View, not more than five hundred feet east of the east line of Southport avenue, thence north over the private route to be acquired to a connection not more than four hundred feet north of the north line of Dunning street, passed March 22, 1884.

(P. 509.) An ordinance passed by the President and Board of Trustees of the Village of Rogers Park granting to the Chicago & Evanston Railroad Company a right of way through the Village of Rogers Park in Evanston Road from it



intersection with the south line of said village to its intersection with the north line of said village upon any portion thereof that said company shall select, passed November 30, 1881.

(P. 511.) An ordinance passed by the President and Board of Trustees of the Village of Rogers Park granting said Chicago & Evanston Railroad Company the right of way through said village in, along and upon the road or highway called Southport avenue, and also across Evanston avenue and across the Indian boundary line road. (No relinquishment of former ordinance or acceptance of this on file.)

(P. 521.) An ordinance passed by the Board of Trustees of the Town of Lake View granting the Chicago & Evanston Railroad Company the right to use and occupy a portion of Stella street for a passenger depot, passed October 19, 1885.

(P. 521.) An ordinance passed by the Board of Trustees acting as City Council of the City of Lake View, granting the Chicago & Evanston Railroad Company the right to use and occupy a portion of the Stella street opposite the depot of the Graceland Cemetery Company for a passenger depot, passed April 18, 1887.

(P. 522.) An ordinance passed by the City Council of the City of Lake View granting the Chicago, Evanston & Lake Superior Railroad Company permission to lay and maintain a switch track on and across Melrose street.

(P. 523.) An ordinance passed by the City Council of the City of Lake View granting the Chicago, Evanston & Lake Superior Railroad Company the right to lay down and maintain a side track in Melrose street along side of the former right of way.

All of the above grants by the Town of Lake View, the City of Lake View and the Village of Rogers Park are indeterminate grants.

Under the recent decision of the Supreme Court in the case of People vs. Chicago Telephone Company, it was held

that where a municipality makes an indeterminate grant, such grant cannot be regarded as extending beyond the corporate life of such municipality. Under this decision all of the ordinances which I have mentioned above have expired on account of the annexation of Lake View and Rogers Park to the City of Chicago. It will therefore be seen that the city by the proposed ordinance is actually granting a right of way to the Chicago, Milwaukee & St. Paul Company under the guise of an ordinance requiring said company to elevate its tracks.

The proposed ordinance will undoubtedly be construed by the railroad company as a ratification of the ordinances I have mentioned and in effect a new grant of the rights and privileges conferred upon them by the said ordinances.

I deem it important to call your attention to this fact for the reason that the committee should understand fully that the company is obtaining more than appears from the title of the ordinance.

You also inquire in your letter what will be the effect of that part of the ordinance requiring the company to elevate its tracks in Southport avenue, a public highway.

It is impossible to say with certainty whether the raising of the tracks in Southport avenue will be regarded as an abandonment of that street as a public highway by our courts. In the case of the dedication of a street, whether by common law or by statute, a dedicatory or his heirs may re-possess himself whenever it is no longer possible to use the property for the purposes indicated by the dedication, or whenever there has been a full and lawful abandonment of the easement by the beneficiaries. In other words, "the dedication has spent its force whenever the use becomes impossible."—Board of Commissioners vs. Young, 59 Fed. 99; Board of Education vs. Edson, 18 Ohio St. 226.

This is true whether such dedication has been under the common law or by

statute. In either case the municipality holds the same for the benefit of the public, and the title may revert to the former owners on the destruction of the corporation or the legal abandonment of the grant for highway purposes.—*Matthiessen vs. City of La Salle*, 117 Ill. 411.

In the case of *Chicago, Rock Island & Pacific Railroad Company vs. Joliet*, 79 Ill. 25, it was held that the laying of railroad tracks on or across a public highway was not a diversion of the ground from a public to a private use, and this doctrine has been observed by our courts up to the present time. It was therefore not an abandonment when the right to lay tracks was given in Southport avenue, and it may be that if a portion of Southport avenue is left open to the use of the public after the elevation of these tracks it will not be regarded by the courts as such a full abandonment as to revive the rights of the dedicators or their heirs. If, however, so much of the street is given up to the railroad that the street is rendered practically impassable, it may be that the courts will regard it as a full abandonment and declare that said street is no longer used for the purposes for which it was dedicated. In such event the property would revert to the original owners or their heirs. Although similar cases have arisen in this city since the railroads have begun to elevate their tracks, there has been no adjudication of this point, and therefore I cannot say absolutely what the effect of this ordinance with regard to Southport avenue will be.

Yours truly,

LEON HORNSTEIN,

*Assistant Corporation Counsel.*

Approved:

MACLAY HOYNE,

*Assistant Corporation Counsel.*

The following are the amendments:

Amendment to be added to Section 19 of an ordinance requiring the Chicago, Milwaukee and St. Paul Railway Com-

pany to elevate that portion of its tracks called the "Evanston Division" between Graceland avenue and the north limits of the city, printed on pages 2538 to 2579, inclusive, of Council Proceedings of February 5, 1906.

It is also a condition of this grant that the Chicago, Milwaukee & St. Paul Railway Company shall at least six (6) months prior to commencing the work of elevating its tracks, as herein provided for, procure by purchase, condemnation or otherwise, and dedicate for use as a public street, a piece of land not less than fifty (50) feet in width, extending from the north line of Pratt avenue to the south line of Touhy avenue, adjoining and parallel to Southport avenue, and shall pave said street when dedicated as aforesaid in a manner satisfactory to the Commissioner of Public Works, provided, that in case said Chicago, Milwaukee & St. Paul Railway Company shall acquire by purchase, condemnation or otherwise a new right of way between the north line of Pratt avenue to the south line of Touhy avenue, and shall vacate and remove its tracks and structures from Southport avenue, between Pratt avenue and Touhy avenue, then it shall not be required to procure and dedicate such piece of land as a public street.

Amend Section 13 of said ordinance by striking out the following words and figures in lines 3 and 4 of paragraph 1 of said section, to-wit:

"fully and finally complete said work of elevation on or before the 31st day of December, 1913;"

and substitute in lieu thereof the following:

"begin said work of elevation on or before the 31st day of December, 1913, and shall have the same fully and finally completed not later than December 31, 1915;"

so that lines 1, 2, 3, 4, 5, 6, 7, and pa

of 8 of paragraph 1 of said Section 13 as amended shall read as follows, to-wit:

"SECTION 13. The railway company mentioned in this ordinance, which is hereby required to elevate its road bed and tracks, shall begin said work of elevation on or before the 31st day of December, 1913, and shall have the same fully and finally completed not later than December 31, 1915, unless prevented by strikes or riots or restrained by injunction or other order of process of a court of competent jurisdiction, and on failure so to do the rights and privileges herein granted shall terminate and become null and void."

Amend Section 18 of said ordinance by adding at the end of paragraph 1, after the word "service," the following:

"and unless such through service shall be provided by either or both of said companies within the time fixed by this ordinance, or in case such service shall at any time after the same has been put into effect, be discontinued, then all the rights and privileges granted by this ordinance shall terminate and become null and void."

Amend paragraph 2 of Section 18 of said ordinance by inserting in the 39th line on page 2574 of Council Proceedings of February 5, 1906, between the word "all" and the word "cars," the words "or any."

And further amend said paragraph 2 by striking out the following words:

"from the tracks of said Chicago, Milwaukee & St. Paul Railway Company north of Wilson avenue,"

appearing on lines 40 and 41 of said section.

And further amend said paragraph 2 of Section 18 aforesaid, by inserting between the word "Loop," at the end of line 44, and the word "and," beginning of line 45, the following words:

"not to be located north of Kinzie street,"

so that said paragraph 2, as amended, will read as follows:

"Nothing in this ordinance contained shall ever operate to limit or affect whatever rights the City of Chicago has or may acquire, if any, to compel the re-routing of cars on and over the aforesaid 'Union Loop,' so as to provide through routes from one division of the city to another by means of the use of a portion of said 'Union Loop,' instead of the use of the entire 'Loop,' as at present; and nothing in this ordinance contained shall operate to prejudice the claims of the City of Chicago or the Northwestern Elevated Railroad Company in the existing controversy as to the validity and interpretation of the ordinances pertaining to the construction and maintenance of said 'Union Loop' or any part thereof, and the operation of cars thereon. And the City of Chicago hereby expressly reserves, and the said railway and railroad companies expressly concede, the right of said city at any time hereafter as to all or any cars operated under the authority of this ordinance over the structure and tracks of said Northwestern Elevated Railroad Company south of Wilson avenue, to prescribe through routes over any part of said 'Union Loop,' and to prescribe the use of new terminals in lieu of said 'Loop,' not to be located north of Kinzie street, and on failure to comply with the requirements of the city in this respect within six (6) months after the passage of any ordinance or resolution prescribing such change of route or new terminals, all the privileges herein and hereby granted shall terminate and become null and void."

#### TWENTY-FOURTH WARD.

Ald. Hahne presented an order for the improvement of Nelson street, between Robey street and West Ravenswood Park, which was

Referred to the Board of Local Improvements.

**TWENTY-FIFTH WARD.**

Ald. Williston presented an ordinance amending the C. & N. W. Ry. track elevation ordinance passed March 23, 1903, which was

Referred to the Committee on Track Elevation.

Ald. Williston presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to William F. Healy to lay house drains in Giddings avenue, from Lincoln avenue to Leavitt street, upon payment of one five dollar (\$5.00) fee, the regular fee to be paid in the case of each drain whenever it is extended for use, and to be made under the supervision of the Commissioner of Public Works; the owner to pay the regular fee fixed by the Department for inspection of house drains (private) as required by city specifications.

Which was on motion duly passed.

The Board of Local Improvements submitted the following ordinance:

**AN ORDINANCE**

Repealing an ordinance for a six-foot cinder sidewalk on both sides of Greenleaf avenue, from Ridge avenue to West Ravenswood Park, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cinder sidewalk on both sides of Greenleaf avenue, from Ridge avenue to West Ravenswood Park," passed March 6, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed July 11, 1905, Warrant No. 33639, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

**TWENTY-SIXTH WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of Cornelia avenue, from North Leavitt street to North Robey street.

By unanimous consent, on motion of Ald. Reinberg, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and esti-

mate for water service pipe in North Hamilton avenue, between School street and Waveland avenue.

By unanimous consent, on motion of Ald. Lippe, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Riebert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Cullom avenue, from Paulina street to Ashland avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Cullom avenue, from Paulina street to Ashland avenue," passed September 23, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed October 16, 1902, Warrant No. 31328 of the County Court of said county, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Riebert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Reed place, from North Clark street to Perry street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Reed place, from North Clark street to Perry street," passed January 12, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed July 9, 1903, Warrant No. 32179, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Riebert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine,

Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Seeley avenue, from Addison street to Waveland avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Seeley avenue, from Addison street to Waveland avenue," passed April 24, 1899, be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

#### TWENTY-SEVENTH WARD.

Ald. Butler presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to erect two gas lamps in front of the Elsmere M. E. Church at the southwest corner of North Sawyer and Wabansia avenues.

Which was on motion duly passed.

Ald. Butler presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance heretofore passed by this Council prohibiting the erection of frame buildings in the territory bounded by Belmont, California, Diversey and Kedzie avenues, be and the same is hereby amended so that there shall be excepted from the fire limits, as hereinbefore defined, the territory bounded by Belmont, Sacramento, Wellington and Kedzie avenues.

SECTION 2. This ordinance shall be in force and effect from and after March 20th, 1906.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

Ald. Butler presented an order establishing a sidewalk line on the south side

of Diversey avenue, from Ballou street to Drake avenue, at the curb line, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt the present roadway of West Wrightwood avenue, from North Hamlin avenue to Logan Square.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

## TWENTY-EIGHTH WARD.

Ald. Raymer presented an ordinance amending Section 2181 of the Revised Code of 1905, regulating the erection of electric signs, which was

Referred to the Committee on Gas, Oil and Electric Light.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt West Webster avenue, from North Leavitt street to Elston avenue.

By unanimous consent, on motion of Ald. Raymer, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

## TWENTY-NINTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: South side of West 39th street, from South Francisco avenue to South Western avenue, etc.

By unanimous consent, on motion of Ald. Wendling, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

**THIRTIETH WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: South side of West 39th street, from Dearborn street to Princeton avenue, etc.

By unanimous consent, on motion of Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

**THIRTY-FIRST WARD.**

Ald. Roberts presented the following orders:

*Ordered*, That the City Electrician be and he is hereby directed to place arc lamps at the intersections of 59th street and Winchester avenue, 60th street and Winchester avenue and 61st street and Winchester avenue.

*Ordered*, That the Commissioner of Public Works be and he is hereby instructed to notify the Chicago Terminal Transfer Railroad Co. to put in proper condition and repair the street crossing, at the intersection of its tracks and 68th street.

Which were on motion duly passed.

Ald. Roberts presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the sidewalk line on north side of 62d street, between Robey street and Hermitage avenue, be and the same is hereby established at the curb line.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall be in force and effect from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

Ald. O'Connell presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to cause the Western Indiana R. R. Co. to remove all obstructions erected by them in Wallace street outside of their right of way.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to cause the Grand Trunk R. R. Co. to construct and maintain suitable crossings at the intersection of 64th place and their right of way.

Which were on motion duly passed.



Ald. O'Connell presented an ordinance vacating all that part of West 58th place north of and abutting Lots 3, 4, 5, 6, 7, 8 and 9, and south of and abutting the right of way of the Pennsylvania Railroad Company, which was

Referred to the Committee on Streets and Alleys, South Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt a system of streets as follows: South Marshfield avenue, from Garfield boulevard to West 58th street, etc.

By unanimous consent, on motion of Ald. Roberts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on the east side of Eggleston avenue, from 59th street to 60th street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on the east side of Eg-

gleston avenue, from 59th street, to 60th street," passed June 17, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed June 24, 1902, Warrant No. 30940, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of 57th place, from Wentworth avenue to State street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of 57th place, from Wentworth avenue to State street," passed March 2, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed July 9, 1903, Warrant 32171, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beifuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on the west side of Princeton avenue, from Englewood avenue to 63d street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on the west side of Princeton avenue, from Englewood avenue to 63d street," passed June 17, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed October 20, 1903, Warrant No. 31018, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman,

Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beifuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### THIRTY-SECOND WARD.

Ald. Badenoch presented the following resolution:

WHEREAS, A majority petition has been filed with the Board of Local Improvements of the City of Chicago for the extension of the alley now located one hundred twenty-five feet east of and parallel to Stewart avenue, extending two hundred ninety-six and thirty-seven one-hundredths feet southward from West 70th street, so that the same may have a southern opening at 71st street, necessitating the condemnation and dedication of a strip sixteen feet wide from the present southern terminus of the said alley to West 71st street, a distance of three hundred feet;

*Resolved*, That the Building Department be and is hereby instructed to withhold any and all building permits that will conflict with the proposed improvement, and that no building permit be issued for the construction of any building which will conflict with the said proposed improvement until the said petition for condemnation, as aforesaid, is finally disposed of or until further order of this Council.

Which was on motion duly adopted.

Ald. Badenoch presented an order for an ordinance for a sixteen-foot alley in the block between West 70th street, West 71st street, Stewart avenue and

the right of way of the Chicago, Rock Island and Pacific Railway, which was

Referred to the Board of Local Improvements.

Ald. Badenoch presented an order for paving (with brick) 79th street, from Vincennes road to Halsted street, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for six-inch drains in South Ada street, between West 67th street and West 71st street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for six-inch drains in South Elizabeth street, between West 67th street and West 71st street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan,

Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

A recommendation, ordinance and estimate for six-inch drains in Throop street, between West 67th street and West 71st street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on the west side of Wentworth avenue, from 68th street to 69th street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance en-

titled "An ordinance for a six-foot cement sidewalk on the west side of Wentworth avenue, from 68th street to 69th street," passed Septemebr 23, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed October 27, 1902, Warrant No. 31420, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on the west side of Birkhoff avenue, from 83d street to Vincennes road, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An ordinance for a six-foot cement sidewalk on the west side of Birkhoff avenue, from 83d street to Vincennes road," passed January 19, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed April 16, 1903, Warrant No. 31942, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cinder sidewalk on both sides of Throop street, from 91st street to 92d street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An ordinance for a six-foot cinder sidewalk on both sides of Throop street, from 91st street to 92d street," passed April 9, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed September 4, 1903, Warrant 32421, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan,

Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### THIRTY-THIRD WARD.

Ald. Bihl presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to lay a water main in Calumet avenue, from 117th street to 118th street, providing same will pay the required 10 cents per lineal foot revenue.

Which was on motion duly passed.

Ald. Hunt presented the following order:

*Ordered*, That the Commissioner of Health be and is hereby directed and permitted to issue temporary dump permits to night scavengers, providing the same will be satisfactory to the scavengers and the reduction firm. Also to issue permits to night scavengers to do work any time, providing they use a sanitary pump that will remove the same in an odorless manner.

Which was referred to the Committee on Health Department.

Ald. Hunt presented the claim of Edward Mendel, W. H. Colvin, and the North Chicago Electric Railway Company for duplicate water supply certificates, which were

Referred to the Committee on Finance.

### THIRTY-FOURTH WARD.

Ald. Kohout presented an ordinance

in favor of the Chicago City Railway Company to change the alignment of the tracks at the corner of Wabash avenue and Randolph street, and at Wabash avenue and Madison street, which was

Referred to the Committee on Local Transportation.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on the east side of South 41st court, from Colorado avenue to Harvard street.

By unanimous consent, on motion of Ald. Ruxton, the ordinance was passed, and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on the north-erly side of Ogden avenue, from Millard avenue to a line 148.32 feet easterly of Millard avenue.

By unanimous consent, on motion of Ald. Kohout, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine,

Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on the north side of West 24th street, from South Hamlin avenue to 125.06 feet east of South Ridgeway avenue.

By unanimous consent, on motion of Ald. Ruxton, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

### THIRTY-FIFTH WARD.

Ald. Hunter presented the following order:

*Ordered*, That the Commissioner of Public Works and the Superintendent of Streets be and they are hereby directed to at once take the necessary action to prevent the Chicago and Great Western Railroad and the Illinois Central Railroad from blockading South 48th avenue

at their crossings. At present large numbers of our citizens in getting to and from their work are seriously delayed.

Which was, on motion, duly passed.

Ald. Hunter presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the street commonly called Fulton street, in the Thirty-fifth Ward, from 44th avenue to 52d avenue, be and the same is hereby changed to Frink street, to conform to the name of the street running from said 52d avenue to the city limits.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

Ald. Hunter presented the following resolution:

WHEREAS, All ordinances providing payment of compensation to the city for vacation of streets and alleys specify that payment should be made to the City Comptroller; and

WHEREAS, The Code provides that the City Collector should receive all moneys for the city; therefore, be it

*Resolved*, That in the future all such ordinances provide that payment of com-

pensation shall be made direct to the City Collector.

Which was, on motion, duly adopted.

Ald. Hunter presented orders for six-foot cement sidewalk on both sides of North 51st court, from Chicago avenue to Augusta street, and for the improvement of Homan avenue from North avenue to Grand avenue (vitrified brick), which were

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Laurel avenue, from Ontario street to Chicago avenue.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

ALSO,

A recommendation, ordinance and estimate for water service pipes in a system of streets as follows: Augusta street, between Pine avenue and Park avenue, etc. (deferred February 26, 1906).

By unanimous consent, on motion of Ald. Race, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

## REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

### FINANCE.

The Committee on Finance, to whom was referred the claim of John O'Brien for extra labor and material at 68th street pumping station, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of John O'Brien for extra labor and material at 68th street pumping station, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of John O'Brien in the sum of eleven hundred dollars (\$1,100.00), same to be in full for all claims for extra labor and material at 68th street pumping station in the construction of short

tunnel at said station, and the Comptroller is ordered to pay the same from the water fund.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee to whom was referred the claim of Timothy J. O'Meara for wages, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Timothy J. O'Meara for wages, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the City Collector be and he is hereby authorized to issue a voucher in favor of T. J. O'Meara for the amount of his January salary, retained on account of illness contracted while in the employ of the city, and the Comptroller is ordered to pay the same from the appropriation from the City Comptroller's office, when the appropriations for 1906 have been passed.

This action is taken in accordance with the recommendation of the City Collector attached hereto .

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same committee to whom was referred the petition of Michael W. Ryan, for settlement of suit pending in the Superior Court of Cook County against the city, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred petition of Michael W. Ryan, for settlement of suit pending in the Superior Court of Cook County against the city, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Corporation Counsel be and he is hereby instructed to allow judgment to be taken against the city in favor of Michael W. Ryan in the sum of five hundred (\$500) dollars in settlement of his case against the city, brought in the Superior Court and known as General No. 140,903, for damages to property alleged to have been sustained by reason of the building and operation of electric light plant at Van Buren and Throop streets.

This action is taken in accordance with the recommendation of the Corporation Counsel, attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same committee to whom was referred the claim for issuance of duplicate water certificates to replace certificates formerly issued to Dr. S. Place, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim for issuance of dupli-



cate water certificates to replace certificates formerly issued to Dr. S. Place, having the same under advisement, beg leave to report and recommend the passage of the following order:

WHEREAS, By a final decree of the Superior Court of Cook County entered on July 20, 1905, in a cause lately pending in said court, wherein the City of Chicago was a party defendant, entitled *Frank A. Henshaw, et al., trustees, vs. Harry W. Christian, personally, and as trustee of the Chicago Auburn Park Land Trust, et al.*, the same being General No. 235,287 in said court, the court found that the titles to water certificates No. seventy-nine (79), for the sum of seven thousand one hundred and sixty-four dollars and thirty-three cents (\$7,164.33), and water certificate No. one hundred and eighty-two (182), for three thousand seven hundred and ninety-five dollars and twelve cents (\$3,795.12), which had been issued by the City of Chicago to Dr. S. Place, deceased, had passed to and are now vested in the trustees of the Chicago Auburn Park Land Trust, and that said Place at the time of his death had no interest therein and that therefore no interest therein had accrued to the personal representatives or legatees of the said Dr. S. Place, deceased; and

WHEREAS, The court in the said decree ordered that the City of Chicago should issue new certificates in place of the said certificates issued to Dr. S. Place, deceased, as aforesaid, which had disappeared, and that said new certificates should be made to the Chicago Auburn Park Land Trust who were found by the said decree to be the legal and equitable owners of said certificates, upon the filing of a bond by the said trustees with themselves individually as sureties in the penal sum of eleven thousand (\$11,000) dollars; and

WHEREAS, The said trustees of the Chicago Auburn Park Land Trust did afterwards file in the office of the Comptroller of the said City of Chicago a bond

signed by themselves as trustees of the Chicago Auburn Park Land Trust, and again by themselves individually as sureties, in the penal sum of eleven thousand (\$11,000) dollars, conditioned to save the said City of Chicago harmless and indemnified from any and all loss, cost, charge, claim or demand whatsoever under said water certificates which had been issued, or from the presentation or attempted enforcement thereof by any person claiming under Dr. S. Place, deceased, or the trustees of the Chicago Auburn Park Land Trust or either of them or otherwise, and to pay any and all loss, damage, costs and expenses accruing to the said City of Chicago by reason of any suit, judgment, decree or order of court arising from any adverse claim now or hereafter made or instituted on the said certificates so issued to Dr. S. Place, deceased, or any or either of them; therefore, it is hereby

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a new water certificate in place of the water certificate numbered seventy-nine (79), for seven thousand one hundred and sixty-four dollars and thirty-three cents (\$7,164.33), which was issued to Dr. S. Place, deceased, and also to issue a new water certificate in place of water certificate numbered one hundred and eighty-two (182) for three thousand seven hundred and ninety-five dollars and twelve cents (\$3,795.12), which was also issued to Doctor S. Place, deceased, and that the said two new certificates shall be issued by the said Commissioner of Public Works in the name of and payable to the Chicago Auburn Park Land Trust; that said new certificates shall be in all other respects the same as the original certificates which they shall replace, and shall in no wise bind the City of Chicago to any other or greater liability than was evidenced by the said original certificates.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same committee to whom was referred petition of John Myers and others, for settlement of suits brought against the city for the recovery of track elevation damages, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred petition of John Myers and others, for settlement of suits brought against the city for the recovery of track elevation damages, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Corporation Counsel be and he is hereby authorized and directed to allow judgments to be taken against the city of two hundred (\$200) dollars in each of the following named cases against the city:

Superior Court General No. 21147, Chicago Permanent Building and Loan Association.

General No. 211474, John Myers.

General No. 211475, John P. Hornung.

General No. 211473, Mary A. Lewis.

General No. 211470, George P. Bartley and Hattie B. Bartley.

General No. 211472, Alexander E. Mott and Rose Mott.

General No. 211476, Leonhard Hornung.

This action is taken in accordance with the recommendation of the Corporation Counsel attached hereto.

FRANK I. BENNETT,

*Chairman.*

## LOCAL TRANSPORTATION.

The Committee on Local Transportation, to whom was referred an ordinance granting permission to the Chicago West Division Railway Company and West Chicago Street Railroad Company to construct and operate double track curves at 18th and Halsted streets, submitted a report recommending that the same be passed as amended.

Ald. Werno moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 2, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Local Transportation, to whom was referred an ordinance granting permission to the Chicago West Division Railway Company and West Chicago Street Railroad Company to construct and operate double track curves at 18th and Halsted streets, having had the same under advisement, beg leave to report and recommend that the same be passed as amended.

### AN ORDINANCE

Granting permission to the Chicago West Division Railway Company and West Chicago Street Railroad Company to construct and operate double track curves at 18th and Halsted streets.

WHEREAS, on September 25, 1876, the City Council of the City of Chicago passed an ordinance granting to the Chicago West Division Railway Company permission and authority to lay down, operate and maintain an extension to the double track railway, with all necessary and convenient turn outs, turn tables, side tracks and switches, on South Halsted street, from Harrison street south to the south branch of the Chicago River, which said ordinance was confirmed and ratified by an ordinance passed by the same body on October 2, 1876; and

WHEREAS, By a subsequent ordinance passed by the City Council on July 30,

1883, entitled "An ordinance relating to the annual license fee to be paid by various street railway companies, and the manner of computing or arriving at the amount, and also extending the time for the operation of the several lines 20 years," as amended by an ordinance passed August 6, 1883, the said ordinance granting the right to operate the said street car line on South Halsted street was extended for 20 years; and

WHEREAS, On December 7, 1885, the said City Council passed an ordinance granting to the Chicago West Division Railway Company permission and authority to construct, maintain and operate a double track street railway, with all of the necessary and convenient curves, side tracks, switches and turn tables, on 18th street connecting with the track on Halsted street, as an extension thereof, thence westerly on and along 18th street to Blue Island avenue, for a period of 20 years from and after the passage and approval of said ordinance; and

WHEREAS, The said City Council on March 21, 1892, passed an ordinance granting to the West Chicago Street Railroad Company permission and authority to lay down, maintain and operate a single or double track street railroad with all necessary and convenient turn outs, side tracks and switches, on 18th street between State and Halsted streets, for a period of twenty years; and

WHEREAS, The ordinances aforesaid granting the said permission and authority to operate said tracks on South Halsted street and on 18th street west of South Halsted street, having expired by the terms thereof; and

WHEREAS, All of the tracks hereinbefore mentioned are now operated by the Receivers of the Chicago Union Traction Company, as assignees or successors of the grantees in the ordinances hereinbefore mentioned and also by virtue of certain orders and decrees entered by the United States Circuit Court

of the Northern District of Illinois in cases lately pending in said Court, and known as cases Nos. 26727, 26729 and 26846; and

WHEREAS, Since the appointment of the said receivers of the Chicago Union Traction Company who are now operating the said lines of street railway on South Halsted street and on 18th street, both east and west of South Halsted street as aforesaid, the said receivers have transferred the passengers on the said street railroad lines at the junctions of said streets; and

WHEREAS, The said receivers are desirous of supplementing the transfer system at the junctions of said streets by the construction of double track curves connecting the said South Halsted street line with the said 18th street line running west from South Halsted street, and the said 18th street line running east from South Halsted street, and desire to run cars directly over said lines, and

WHEREAS, No authority to construct such double track curves has been given to the said Receivers either by the ordinances aforesaid or by the orders of court aforesaid, under and by virtue of which they are now operating said lines; and

WHEREAS, It appears to the City Council that the property owners and residents of the territory adjoining said lines of railroad are desirous of the construction of said curves, and that the service of the said street railroad lines will be bettered by said improvements, and inasmuch as the lines in question are not and cannot be affected by the so-called "Ninety-nine Year Act" controversy; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to the Chicago West Division Railway Company to lay down, construct and operate a double track curve connecting the line of railroad operated by them in South

Halsted street with the line of railroad operated by them in West 18th street west of Halsted street, and permission and authority is also hereby granted to the West Chicago Street Railroad Company to lay down, construct and operate a double track curve connecting the line of railroad operated by it in West 18th street east of South Halsted street, with the line of railroad operated by the Chicago West Division Railway Company in South Halsted street. Said double track curves shall be of standard gauge and shall be constructed under the direction and supervision of the Commissioner of Public Works, and to his satisfaction and approval.

SECTION 2. This permission and authority is hereby granted upon the condition that, if at any time in the future the City of Chicago shall take proceedings to acquire the ownership of the said street railroad lines mentioned in the said ordinances of September 25, 1876, October 2, 1876, July 30, 1883, August 6, 1883, December 7, 1885 and March 21, 1892, or either of them, or if the city may elect to cause the value of said lines, or any part thereof, to be ascertained by appraisal or condemnation or otherwise, said valuation shall be made as though this grant had never been made and as though the lines mentioned and described in the said ordinances, were then, as now, operated without the said double track curves, provided for herein, and the double track curves hereby authorized to be laid, if so taken or appraised, shall be appraised in like manner, and under like conditions and restrictions, so that nothing resulting from the permission and authority hereby granted shall ever operate to appreciate the value of the said railway rights in said streets as now existing.

SECTION 3. The permisison and authority shall terminate at the election of the City Council of the City of Chicago if said City Council shall, by the passage of an ordinance at any time hereafter, de-

clare its election so to terminate the same; and shall in like manner terminate at any time (sooner) if the Mayor of the City of Chicago shall so elect and shall notify said City Council of his said election; and upon the presentation to the City Council by the Mayor of a communication notifying said City Council that he has so elected to terminate the same, the rights and privileges by this ordinance conferred shall then and there forthwith expire.

SECTION 4. The rights and privileges hereby granted shall not in any manner impair, change or alter the now existing rights, duties and obligations of the said Receivers, the said Chicago Union Traction Company, the said West Chicago Street Railroad Company, the said Chicago West Division Railway Company and of the City of Chicago, nor shall the same operate as a waiver or surrender either by the City of Chicago or by the said Receivers, or the said Chicago Union Traction Company, or the said West Chicago Street Railroad Company, or the said Chicago West Division Railway Company of any of their respective claims; and the passage of this ordinance and the issuance of a permit authorizing the construction of the double track curves hereby authorized, and the work done thereunder, shall be without prejudice to either the City of Chicago or the said Receivers, or the said Chicago Union Traction Company, or the said West Chicago Street Railroad Company or the said Chicago West Division Railway Company.

SECTION 5. This ordinance shall take effect from and after the filing with the City Clerk of written acceptances hereof, duly executed by the said Chicago West Division Railway Company and the West Chicago Street Railroad Company; provided, same be so accepted within thirty (30) days from the date of the passage of this ordinance.

CHARLES WERNO,  
*Chairman.*

ALSO,

The same committee, to whom was referred an ordinance in re. the provision of seats for passengers on railway lines in the City of Chicago; also, an ordinance amending Section 1958 of the Revised Municipal Code of 1905; also, an ordinance amending Section 1962 of the Revised Municipal Code of Chicago of 1905; also, a communication from F. E. Coyne, Postmaster, relative to a terminal track east of the present track on Clark street between Jackson boulevard and Adams streets; also, an ordinance to empower the Chicago Central Subway Railroad Company to construct, maintain and operate a sub-railroad in the City of Chicago, having had the same under advisement, beg leave to report and recommend that said ordinances and communication be placed on file.

Ald. Werno moved to concur in the report.

The motion prevailed.

#### LICENSE.

The Committee on License, to whom was referred the resolution in re. regulating and licensing fruit stores; ordinances regulating places where fruit, cigars, chop suey, etc., are sold; ordinance licensing places where fruit, chop suey, cigars, etc., are sold and seats provided for customers, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 2, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred resolution in re. regulating and licensing fruit stores; ordinance regulating places where fruit, cigars, chop suey, etc., are sold; ordinance licensing places where fruit, chop suey,

cigars, etc., are sold and seats provided for customers, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. It shall not be lawful for any person to keep, conduct or manage any place in this city where any fruit, ice cream or chop suey is sold if seats are provided in such place for the comfort or convenience of customers, unless a license therefor is first obtained.

SECTION 2. Any person desiring a license to sell fruit, ice cream or chop suey in a place where seats are provided for the comfort and convenience of customers shall make written application therefor to the Mayor, setting forth the full name of the applicant and the location of the place at which such sales are proposed to be made. Such application shall be accompanied by evidence satisfactory to the Mayor, that the applicant is a person of good character, and if the Mayor shall be satisfied that such person is of good character and a proper person to be entrusted with the sale of such articles, he shall cause the City Clerk to issue a license to such applicant upon the payment to the City Collector of a license fee at the rate of twenty-five dollars per annum for the sale of fruit, fifty dollars per annum for the sale of chop suey, and ten dollars per annum for the sale of ice cream. No such license shall issue until the applicant shall file with the City Clerk a bond with sureties to be approved by the Mayor in the sum of five hundred (\$500) dollars, conditioned that the licensed person will faithfully observe and obey all laws of the State of Illinois and ordinances of this city now in force or which may hereafter be passed for the government of such places. Every such place shall be opened to inspection by the probation officers at all times it is open for business.

SECTION 3. It shall not be lawful for any person owning, conducting or man-

aging a place where fruit, ice cream or chop suey is sold and seats are provided for the comfort and convenience of the customers, to allow any male person under the age of twenty-one or any female person under the age of eighteen to be or remain in such place at any time between the hours of 10 P. M. and 7 A. M., or to allow any musical instrument to be played or any person to sing in such place at any time, or to maintain or have any curtains, screens or partitions of any kind that will serve to divide such place into small rooms or compartments.

SECTION 4. Every person convicted of a violation of any provision of this ordinance shall be fined not less than five nor more than one hundred dollars for each and every offense.

SECTION 5. This ordinance shall be in full force and effect from and after its passage and due publication.

W. P. DUNN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred a petition to create a prohibition district in territory bounded by the first alley north of Washington boulevard, South Sacramento avenue, West Madison street and South Francisco avenue, submitted a report recommending the passage of an accompanying ordinance.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, February 23, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred a petition to create prohibition district in territory bounded by first alley north of Washington boulevard, South Sacramento avenue, West Madison street and South Francisco avenue, having had the same under

advisement, beg leave to report and recommend the passage of the accompanying ordinance.

#### AN ORDINANCE

To prohibit the licensing of saloons and dram-shops within the district bounded by the first alley north of Washington boulevard, South Sacramento avenue, West Madison street and South Francisco avenue, in the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That hereafter no license shall be issued for the keeping of a saloon or dram-shop within that district of the City of Chicago described and bounded as follows:

Beginning at a point on the south line of the first alley north of Washington boulevard at its intersection with the east line of South Sacramento avenue, thence east to the west line of South Francisco avenue, thence south to the north line of West Madison street, thence west to the east line of South Sacramento avenue, thence north to the place of beginning, as shown on plat hereto attached, which is hereby made a part of this ordinance.

SECTION 2. The territory lying within the boundaries described in Section 1 hereof shall be deemed and known as a prohibition district, within which it shall not be lawful for any license to be granted to keep a saloon or dram-shop.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and approval.

W. P. DUNN,  
*Chairman.*

ALSO,

The same committee, to whom was referred a petition from Cigarmakers' Union against an increase in saloon license, submitted a report recommending that the same be placed on file.

Ald. Dunn moved to concur in the report.

The motion prevailed.

## STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred order, Grand Crossing Tack Company to lay water main, submitted a report recommending the passage of an accompanying ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 1, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred order, Grand Crossing Tack Company to lay water main, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Grand Crossing Tack Company, a corporation, its successors and assigns, to lay down and maintain a water main 8 inches in diameter, in South Chicago avenue, 12 feet from the lot line, 777 feet in South Chicago avenue, 175 feet in 79th street and 40 feet in Stoney Island avenue, solely for the purpose of fire protection to the grantee's plant, for and during the period of ten (10) years from and after the passage of this ordinance; said main to be laid in the manner shown by the annexed plat, which is hereby expressly made a part hereof.

SECTION 2. The permission and authority hereby granted may be revoked by the Mayor at any time in his discretion, whereupon this ordinance shall become null and void. This ordinance shall be subject to modification, amendment or repeal at any time and in case of repeal all privileges hereby granted shall thereupon cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portions of the said street in which said main shall be laid in good condition and repair, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by the expiration of time or otherwise, said grantee shall remove said main and all appurtenances thereto, and shall forthwith restore the portions of said street occupied by said main to a condition safe for public travel, similar to the remaining portions of said street in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The laying and maintenance of said pipe shall be subject to all existing ordinances of said city now in force or which may hereafter be in force relating to the use and operation of water mains; and the laying and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works and in accordance with the rules and regulations of the Department of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works, and no such permit shall be issued until the grantee shall file in the Department of Public Works a plat showing the location and dimensions of such main and the depth at which the same is to be laid.

SECTION 5. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and

keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of the passage of this ordinance, or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and approval, provided that the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

ERNEST BIHL,  
Chairman.

ALSO,

The same committee, to whom was referred an ordinance granting Chas. A. Stevens & Bros. permission to construct an additional floor to their bridge across Holden place, submitted a report recommending the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred an ordinance granting Charles A. Stevens & Bros. permission to construct an additional floor to their bridge across Holden place, having had the same under ad-

visement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given to Charles A. Stevens & Bros., its successors and assigns, to construct, maintain and use an additional floor or story to the present bridge or covered passageway across Holden place, and connecting the building on Lot 11 in Block 14, Fort Dearborn Addition to Chicago, with the building on Lot 5 in said block; provided that said additional floor or story shall be used solely as a passageway between said buildings, and no part of the same shall be lower than eighteen (18) feet above the grade of Holden place, and the whole thereof shall be constructed of incombustible material according to the plans filed with and in a manner meeting the approval of the Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at all times before the expiration hereof be subject to modification, amendment or repeal, and in case of repeal all privileges hereby granted shall thereupon cease and determine, and the privileges hereby granted may be revoked at any time in the discretion of the Mayor.

SECTION 3. Before beginning the construction of said bridge the said Charles A. Stevens & Bros. shall file its written acceptance of this ordinance with the City Clerk and enter into a bond with the City of Chicago, with sureties to be approved by the Mayor, in the penal sum of ten thousand (\$10,000) dollars, conditioned to save and keep harmless the City of Chicago from any and all damages arising from the exercise of the privilege herein granted, or from or by



reason of the construction or maintenance of said bridge, or from or in consequence of any act done by said Charles A. Stevens & Bros., its successors or assigns, or any of its agents or servants, in the construction or maintenance of said bridge; and that said Charles A. Stevens & Bros., its successors and assigns, will at its own expense remove said bridge or covered passageway on the termination of the privilege hereby granted, or failing therein, shall repay to the City of Chicago the cost of removing the same, and that said Charles A. Stevens & Bros., its successors and assigns, shall in all things comply fully with the terms and provisions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient, and the said Charles A. Stevens & Bros. shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 4. In consideration of the privileges hereby granted, said Charles A. Stevens & Bros. shall pay to the City of Chicago a compensation at the rate of six hundred seventy-six and eighty one-hundredth dollars (\$676.80), payable semi-annually in advance, the first payment to be made as of the date of the passage of this ordinance. It is held an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance immediately become null and void if any default is made by said grantee in the prompt payment of any installment of said compensation.

SECTION 5. Upon the termination of the privileges hereby granted, whether by lapse of time or otherwise, the said Charles A. Stevens & Bros., or its successors or assigns, shall immediately remove said bridge at its own cost and expense.

SECTION 6. This ordinance shall be in full force and effect from and after its passage and the filing of the bond and acceptance herein provided for, provided said bond and acceptance shall be filed

within sixty (60) days from the passage of this ordinance.

ERNEST BIHL,  
*Chairman.*

#### JOINT COMMITTEE, STREETS AND ALLEYS, NORTH AND SOUTH DIVISIONS.

The Joint Committee on Streets and Alleys, North and South Divisions, to whom was referred communication in re. widening Michigan avenue and Pine street, submitted a report recommending that the same be placed on file.

Ald. Bihl moved to concur in the report.

The motion prevailed.

#### STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred order, Chicago, Milwaukee & St. Paul Railway to provide a safe crossing at North 56th avenue, submitted a report recommending the passage of an accompanying ordinance.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred order, Chicago, Milwaukee & St. Paul Railway to provide a safe crossing at North 56th avenue, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

#### AN ORDINANCE

Requiring the Chicago, Milwaukee & St. Paul Railway Company to construct and maintain a viaduct with incline

approaches across its tracks at North 56th avenue.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Chicago, Milwaukee & St. Paul Railway Company be, and is hereby required to erect and maintain at its sole cost and expense a viaduct which shall carry the team and foot passenger traffic of North 56th avenue across its main and yard tracks with a clear head room of not less than twenty-two (22) feet above the present grade of said tracks; said head room to be maintained from the north line of Armitage avenue to the south line of the yard property of said company. From the said north line of Armitage avenue an approach shall be constructed and maintained descending to street level with a grade of not more than five (5) per centum. At the south line of the yard property of said company an incline approach shall be constructed and maintained with a descending grade of not more than five (5) per centum.

SECTION 2. The substructure of the main bridge of said viaduct shall be constructed of concrete or stone masonry, and the superstructure of said main bridge shall be constructed of iron or steel spans, and shall provide a roadway not less than eighteen (18) feet in width, with sidewalks on either side not less than five (5) feet in width. The roadway shall be paved with either creosoted wood or vitrified brick. The sidewalks may be made with wooden plank and shall be provided with sufficient hand-rails constructed of iron pipe. The floor joists may be either iron, steel or creosoted wooden timber.

SECTION 3. The approaches may be constructed upon iron or steel trestle in part or whole, or may be constructed of earth, but in the latter case said earth shall be contained within retaining walls of concrete, stone or brick masonry, and shall be the full width of the roadway and sidewalks upon the main bridge. The

roadway upon such approaches shall be paved with either vitrified brick or granite blocks, laid according to the standard specifications for such pavement adopted by the City of Chicago. The sidewalks may be laid with wooden plank, and shall be provided with good and sufficient hand-rails.

SECTION 4. All of said work shall be completed within eighteen (18) months after the passage and approval of this ordinance.

SECTION 5. At least ten (10) days before the commencement of construction of said work, plans thereof shall be submitted to the City Bridge Engineer for approval.

SECTION 6. The grade of that part of said North 56th avenue covered by the viaduct and approaches provided for in this ordinance shall be changed to conform to the roadway and sidewalks as they shall be when the said viaduct and approaches are constructed.

SECTION 7. This ordinance shall be in full force and effect from and after its passage and approval.

THOMAS M. HUNTER,  
*Chairman.*

#### BUILDING DEPARTMENT.

The Committee on Building Department, to whom was referred an amendment to the building ordinance, in re. revolving doors, submitted a report recommending the passage of the accompanying ordinance.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred an amendment, building ordinance in re. revolving doors, having had the same under ad-

visement, beg leave to report and recommend the passage of the accompanying ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 255 and 464 of the Revised Municipal Code of Chicago of 1905 be amended by adding at the end of each of said sections the following:

"Unless the revolving wings of said revolving doors are so arranged that by the application of a force slightly more than necessary to revolve said doors and which one person of ordinary strength is capable of exerting, all the wings of said doors fold flat on each other and in an outward direction, and unless each side, or the half circles of such revolving doors, are hinged and fastened so as to likewise swing backwards on application of force slightly beyond the normal, and which will permit of exit space for two ordinary persons on either side of the collapsed wings of said revolving doors and their inclosing half circles."

SECTION 2. This ordinance shall be in effect from and after its passage and due publication.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same committee, to whom was referred an ordinance amending Sections 364 and 657 of the Revised Municipal Code of 1905 (theaters and ice houses), submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed:

The following is the report:

CHICAGO, March 5, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Department, to whom was referred ordinance, building ordinance amending Sections

364 and 657, Revised Municipal Code (theaters and ice houses), having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 657 of the Revised Municipal Code of the City of Chicago, passed March 20, 1905, be and the same is hereby amended to read as follows:

"Section 657. (Ice Houses.)—Houses to be used exclusively for the storage of ice may be constructed within the fire limits of wood with incombustible roofing, the walls to be inclosed with an envelope of incombustible material; eight-inch brick or tile or approved cement concrete walls with proper foundations of masonry shall be used for such envelopes, and such houses shall be used for no other purposes than the storage of ice.

Provided, however, houses to be used exclusively for the storage of ice may be erected and maintained contiguous with any lake and six hundred feet from any other building, except buildings used in connection with the conduct of said business, outside of the fire limits, may be constructed of frame with incombustible roofing, and may have a floor area of not to exceed 80,000 square feet.

Houses to be used exclusively for the storage of ice may be constructed of frame with incombustible roofing, outside of the fire limits, of greater floor area than 80,000 square feet, provided that building is divided by a solid wall of masonry for each additional 80,000 square feet of floor area, or fractional part thereof, said wall to be approved by the Building Department and to extend one foot beyond the enclosure of said building on each end.

Houses to be used exclusively for the storage of ice, built contiguous with railroad tracks and not within one hundred feet of any other building, outside of

the fire limits, may be constructed of frame with incombustible roofing, with a floor area of not to exceed 5,000 square feet.

Houses to be used exclusively for the storage of ice, contiguous with railroad tracks and not within one hundred feet of any other building, outside the fire limits, may be constructed of frame with incombustible roofing, of a larger area than 5,000 square feet, provided that building is divided by a solid wall of masonry for each additional 5,000 feet of floor area, or fractional part thereof, said wall to be approved by the Building Department and to extend at least one foot beyond the enclosure of said building on each end.

All dividing walls must extend through and above the roof of any building in which they are built to a distance of three feet and must be covered with incombustible coping. No dividing wall shall be of less thickness than 12 inches at any point thereof.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

D. V. HARKIN,  
Chairman.

### UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of John Williams for compensation for personal injuries, deferred and published February 26, 1906, page 2723.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman,

Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—60.  
**Nays**—Conlon, Brennan.—2.

The following is the order as passed:

**Ordered**, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of John Williams in the sum of thirty-two and eighty-one one-hundredths dollars (\$32.81), same to be in full of all claims of whatever kind or nature arising from or growing out of an injury to said John Williams on November 20, 1905, at the corner of Peck court and State street, while in the discharge of his duty in the water pipe extension bureau, and the Comptroller is ordered to pay the same from the Water Fund.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claim of Charles F. McCarter, William J. O'Donnell and Thomas Dempsey for compensation for personal injuries, deferred and published February 26, 1906, page 2723.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the order as passed:

*Ordered*, That the City Electrician be and he is hereby authorized to retain on the pay rolls of his department, from January 1, 1906, Charles F. McCarter, William J. O'Donnell and Thomas Dempsey, at the regular rate and during the performance of such light work as they may be called upon to do, and until able to perform regular work, upon the signing of proper and sufficient release to the City of Chicago from all claims for damages of whatever kind or nature arising from accidents received in the discharge of their duties, if said persons can be reinstated and employed in accordance with law, and the City Electrician is also authorized to issue a voucher in favor of W. T. Winters, M. D., in the sum of sixty-five dollars (\$65.00), to be charged against the proper appropriation of the Electrical Department for 1906 when the appropriation bill has been passed, said voucher being for services rendered to the aforementioned Thomas Dempsey.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the request of Edward Adkinson for settlement of suit against the city, deferred and published February 28, 1906, page 2724.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st

ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the order as passed:

*Ordered*, That the Corporation Counsel be and he is hereby authorized and directed to allow judgment to be taken against the city in the suit of Edward Adkinson now pending against the city on account of illegal sale of property under special assessment in the sum of seventy-nine and forty-four one-hundredths dollars (\$79.44) and costs, in accordance with recommendation of the Corporation Counsel, dated September 20, 1905, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claim of Fred Hewson for damages on account of break in water pipe, deferred and published February 26, 1906, page 2724.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the order as passed:

*Ordered*, That the Corporation Counsel

be and he is hereby authorized and directed to allow judgment to be taken against the city, in the suit of Fred Hewson now pending against the city, in the sum of one hundred dollars (\$100.00), in accordance with his recommendation, dated February 8, 1906, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claim of Salat, Polak & Kopecky, deferred and published February 26, 1906, page 2724.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Salat, Polak & Kopecky, in the sum of fifteen and seventy one-hundredths dollars (\$15.70), same to be in full for claims for repairs to water main in front of 1364 S. St. Louis avenue, as shown by plumber bills attached hereto, and the Comptroller is ordered to pay the same from the Water Fund.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of P. J. Mullaney for

personal injuries, deferred and published February 26, 1906, page 2725.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of Patrick J. Mullaney in the sum of eighty-two and eighty one-hundredths dollars (\$82.80), same to be in full of all claims of whatever kind or nature arising from or growing out of an injury received by said P. J. Mullaney on December 22, 1905, while employed in the work on intercepting sewers, when the appropriation bill for 1906 is passed.

This action is taken in accordance with the recommendation of the Commissioner of Public Works, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of R. McMahan for damage on account of track elevation, deferred and published February 26, 1906, page 2725.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Hard-

ing, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the order as passed:

*Ordered*, That the Corporation Counsel be and he is hereby authorized and directed to allow judgment to be taken against the city in favor of R. McMahan in the sum of three hundred fifteen dollars (\$315.00), same to be in full of all claims for damages of whatever kind or nature to property known as 130 North Ada street, caused by the elevation of tracks of the Chicago & Northwestern Railway Company at that point.

This action is taken in accordance with the recommendation of the Corporation Counsel, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of James Riffle on account of injuries received, deferred and published February 26, 1906, page 2725.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan,

Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the order as passed:

*Ordered*, That the General Superintendent of Police be and he is hereby authorized and directed to issue a voucher in favor of James Riffle in the sum of one hundred sixty-seven and sixty one-hundredths dollars (\$167.60), same to be in full of all claims of whatever kind or nature arising from an accident received by said James Riffle on April 1, 1905, while in the performance of his duty, and charge same to the appropriation for the Police Department when the appropriation bill for 1906 has been passed.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on claim of George Latas, for relaying drains, deferred and published February 26, 1906, page 2726.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the order as passed:

*Ordered*, That the Commissioner of Pub-

lic Works be and he is hereby authorized and directed to issue a voucher in favor of George Latas in the sum of seventeen and fifty one-hundredths dollars (\$17.50), same to be in full for claim for repairs to sewer at 1763 West North avenue, and charge same to the appropriation for Sewer Department when the appropriations for 1906 have been passed.

This action is taken in accordance with the recommendation of the Commissioner of Public Works, attached hereto.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary on ordinance amending Revised Municipal Code of 1905 in re. speed of trains, deferred and published February 14, 1906, page 2666.

Ald. Foreman moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1978 of the Revised Municipal Code of Chicago of 1905, being the first section of Article III, of Chapter LIII thereof, shall be

and the same is hereby amended so as to read as follows:

"1978. (Speed of Trains.) No railway company shall by itself, agents or employes, run any passenger train upon or along any railway track within the corporate limits of the city at a greater rate of speed than ten (10) miles an hour; nor shall any such corporation, by itself, agents or employes, run any freight car or cars upon or along any railway track within said city at a greater rate of speed than six (6) miles per hour, except as hereinafter otherwise provided in Section 1994½, in Article IV, of Chapter LIII.

"The provisions of this section shall not apply to such trains or cars while running or being operated upon railroad tracks elevated above or depressed below the surface of the streets crossing or adjacent to such tracks, in accordance with the terms of any city ordinance requiring, authorizing or permitting such elevation or depression."

SECTION 2. That Section 1994, Article IV, of the aforesaid Chapter of said Revised Municipal Code of Chicago of 1905, be amended by adding at the end thereof the following:

"And in the event that any such person, firm, company or corporation owning, leasing or operating any railroad shall fail or neglect to construct such walls or fences and provide for the lighting of their tracks as herein required, and to erect, maintain and operate such gates, signal bells, or other safety appliances along its or their tracks, and at the street crossings thereof, within the time prescribed by the City Council, then the City of Chicago, at its election, may cause the same to be erected, constructed, completed and maintained at the expense of such person, firm, company or corporation, and such person, firm, company or corporation shall be liable to and pay the City of Chicago the whole cost and expense thereof."

SECTION 3. That Article IV of the



aforesaid Chapter of said Revised Municipal Code of Chicago, of 1905, be amended by inserting after Section 1994 the following:

"Section 1994½. (City Districted for Regulation of Speed.) Whenever the provisions of Section 1994 of this Chapter shall be fully complied with by the owner or lessee of any railroad track in the City of Chicago, the speed of trains required in Section 1978, as above, shall not apply, and for the purpose of fixing the rates of speed at which such railroad companies may operate trains, locomotives, engines or cars, within the corporate limits of the City of Chicago, said city is hereby divided into districts which are severally numbered and described as follows:

The first district shall embrace all that portion of the city which is bounded on the south by the center line of 31st street; on the west by the center line of Western avenue; on the north by the center line of Fullerton avenue, and on the east by Lake Michigan.

The second district shall embrace all that portion of the city which lies between the boundary line of the first district and the following lines: On the south, the center line of 51st street extended; on the west, the center line of West 40th avenue; on the north, the center line of Belmont avenue; on the east by Lake Michigan.

The third district shall embrace all that portion of the city lying between the outer boundary of the second district and the boundary lines of the city.

It shall be unlawful for any person, firm, company or corporation, its agents, servants or employees, to operate or run within the limits of the City of Chicago, trains, engines or cars at any speed greater than the rates herein named, to-wit: Passenger trains and light or disconnected engines in the first district, twenty (20) miles per hour; in the second district, twenty-five (25) miles per hour; and in the third dis-

trict, thirty (30) miles per hour. Freight trains in the first district six (6) miles per hour; in the second district, nine (9) miles per hour; and in the third district, twelve (12) miles per hour. Switch engines or cars being moved in making or breaking up trains in any district, nine (9) miles per hour; provided that the length of all trains shall be subject to the provisions of Section 1992 of this ordinance."

SECTION 4. This ordinance shall be in force from and after its passage.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary on ordinance amending Sections 884, 885 and 887 of the Revised Municipal Code of 1905 in re. fireworks, deferred and published February 14, 1906, page 2668.

Ald. Foreman moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

To amend Chapter XXIV of the Revised Code of the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 884, 885 and

887 in Chapter XXIV of the Revised Code of the City of Chicago be amended so that after amendment they will read as follows:

884. (Fireworks—Discharge.) No person shall discharge or set off anywhere within the city any fireworks, fire crackers, torpedoes or other thing containing any substance of an explosive nature under a penalty of not more than ten dollars for each offense:

Provided that fireworks, fire crackers, and torpedoes may be used on the fourth day of July and on such other day, or days, as the Mayor, in his discretion, by proclamation, shall permit.

885. (Discharge in Alleys, Backyards, and near Hospitals.) No person shall fire, discharge or set off, under any circumstances, or at any time, any firearms, fireworks or other explosives in any alley or backyard, or within two blocks of any hospital, under penalty of not more than fifty dollars for each offense.

887. (Storage of Fireworks—Sale.) No fireworks, fire crackers, torpedoes or thing containing powder, or other combustible or explosive materials, shall be kept or stored within the city except in a fire proof vault constructed and located to the satisfaction and approval of the Fire Marshal, in accordance with the provisions of Chapter XXX of this ordinance relating to the storage and handling of explosives:

Provided that any person or corporation may make a written application to the Mayor for a permit to keep or expose for sale at a place other than in such a fire proof vault, fireworks, fire crackers and torpedoes to be used on the fourth day of July, or on such other day, or days, as the Mayor shall fix or set apart, as provided in Section 884 of this ordinance. Such application shall contain the full name of the applicant and the place at which it is desired to keep or expose for sale such fireworks, fire crackers and torpedoes. Pursuant to such application and upon the payment

to the City Collector of the sum of five dollars a permit shall be issued by the City Clerk authorizing the keeping or exposing for sale of fireworks, fire crackers and torpedoes at a place to be designated in said permit without a fire proof vault. Such permit shall extend for a period of five days prior to and including the fourth day of July, or such other day or days, as shall be fixed or set apart by the Mayor.

Any person or corporation violating any of the provisions of this section shall be fined not less than fifty dollars nor more than one hundred dollars for each offense. Every twenty-four hours that any such fireworks, fire crackers, torpedoes, or thing containing powder or other combustible or explosive materials, shall be kept or stored in violation of the provisions of this section, after the first conviction, shall be deemed a separate and distinct offense.

SECTION 2. That Chapter XXIV be further amended by adding thereto the following sections:

889a. (Fire Crackers—Discharge—Sale —). No fire crackers which exceed five inches in length and seven-eighths inches in diameter shall at any time be set off or discharged within the city, and such fire crackers shall not be sold or offered for sale to any retail dealer, consumer or user located within the city.

Any person violating any of the provisions of this section shall be fined not less than five dollars nor more than fifty dollars for each offense.

889b. (High Explosive Substances and Exploding Devices—Discharge—Sale.) No substance consisting of chloride of potash and sulphur, or any substances of like nature, shall at any time be discharged or exploded by concussion within the city, and such substances and any device for discharging or exploding such substances by concussion, shall not at any time be sold or offered for sale to any retail dealer, consumer or user located within the city.

Any person violating any of the provisions of this section shall be fined not less than five dollars nor more than fifty dollars for each offense.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and approval.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary on ordinance amending the Revised Municipal Code of 1905 in re. bids and contracts, deferred and published January 29, 1906, page 2348.

Ald. Foreman presented the following amendments:

Amend Section 4 by striking out the words "City Comptroller" and "Comptroller" wherever they appear.

Amend Section 5 by striking out the word "twice" in the eleventh line.

Amend Section 3 by striking out the words "City Comptroller" in the last line and substituting therefor "Commissioner of Public Works."

Amend Section 2, page 2349, third line from the top, by striking out the words "or by the City Comptroller."

Ald. Foreman moved that the ordinance and amendments be made a special order for the next regular meeting of the Council, March 12, 1906, at 8:35 P. M.

The motion prevailed.

The Chair directed that the special order, the report of the Committee on Gas, Oil and Electric Light on ordinances of the Illinois District Telegraph Company and the American District Telegraph Company be now taken up.

Ald. Cullerton moved that the ordinances be made a special order for the next regular meeting of the Council, March 12, at 8:30 P. M.

The motion prevailed.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to Armour

& Company to maintain a bulkhead on north side of 32d street at Benson avenue, deferred and published February 26, 1906, page 2732.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Authorizing Armour & Company to construct and maintain a platform on the north side of 32d street at Benson avenue.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Armour & Company, a corporation organized and existing under the laws of the State of Illinois, its successors and assigns, to construct and maintain a platform four (4) feet in height above the street grade on the north side of 32d street, beginning at the corner of Benson avenue and extending east between the face of the building of the grantee and the switch track in said street, a distance of two hundred and ninety-two (292) feet to a private alley, and from the east side of said private alley sixty

(60) feet farther, a total of three hundred and fifty-two (352) feet. Said raised platform shall be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works, and shall be constructed and located substantially as shown on the plat which is hereto attached and made a part of this ordinance.

SECTION 2. The permission and authority herein granted are upon the express condition that said Armour & Company, the grantee herein, will, within ten (10) days after the date of the passage of this ordinance, file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save and keep harmless the City of Chicago from any and all liabilities, damages, loss, judgments, costs and expense whatsoever, which may be suffered by, may accrue against, may be charged to or may be recovered from said city by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee in the construction or maintenance of said platform, or in failing to keep in repair any part of said platform during the life of this ordinance, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force then the privileges herein granted shall thereupon cease.

SECTION 3. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and the ordinance shall at any time before the

expiration thereof be subject to modification, amendment or repeal, and in case of repeal all privileges herein granted shall cease and determine.

SECTION 4. Said grantee shall not construct said platform or in any way disturb the sidewalk until it shall have secured the permission of the Department of Public Works to do so, and the same shall be constructed and maintained in a manner satisfactory to the Commissioner of Public Works, and the said grantee shall, during the life of this ordinance, so maintain the said platform that the surface thereof shall remain in good condition and repair, and all work done hereafter under and by virtue of the rights and privileges granted by this ordinance shall be subject to and conform to such rules and regulations as the Commissioner of Public Works of said city may make for keeping in repair the portions of the sidewalk so used for said raised platform, and said grantee shall, at its own expense, keep and maintain such platform in good condition and repair to the satisfaction of said Commissioner of Public Works.

SECTION 5. The construction and maintenance of the platform herein authorized shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the use and maintenance of such platforms, bulkheads and sidewalks, and the use and maintenance of same shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 6. Upon the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said platform and put the sidewalk in such condition as the Commissioner of Public Works may require, and as may be satisfactory to said Commissioner, and if the said grantee shall fail to remove said platform and put the sidewalk into satisfactory condition as herein provided, then the City of Chicago may, after

giving ten (10) days' notice to the said grantee or its securities, remove said platform and put said sidewalk into such satisfactory condition at the expense and cost of said grantee, which said expense and cost the said grantee, in accepting this ordinance, agrees to pay on demand.

SECTION 7. In consideration of the privileges herein granted, said Armour & Company shall pay to the said City of Chicago the sum of one hundred (\$100) dollars per annum, in advance, each and every year during the life of this ordinance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 8. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of its passage said Armour & Company shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance, and a bond as hereinbefore provided.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to Clara F. Bass to construct an areaway at 359 Dearborn street, deferred and published Feb. 26, 1906, page 2731.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (4th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

Nays—Conlon, Brennan.—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Clara F. Bass, her successors and assigns, to construct and maintain an opening in the sidewalk in front of the building known as No. 359 Dearborn street, for the purpose of constructing a stairway to the basement of said building; said opening to be five (5) feet in width and to commence thirty-four (34) feet north of Harrison street and run five (5) feet north on Dearborn street, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago; said plans to be filed in his office; said opening shall be constructed in a safe and workmanlike manner, under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, her successors and assigns, shall restore said portion of the sidewalk at the place where said opening is located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said opening had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance un-

til a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of five thousand (\$5,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, her successors and assigns, shall at all times keep the sidewalk in which such opening is located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. In consideration of the privileges hereby granted the said Clara F. Bass shall pay to the City of Chicago the sum of fifty (\$50.00) dollars per annum in advance each and every year during the life of this ordinance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall determine and this ordinance become null and void if said grantee or her successors or assigns fail to promptly pay any installment of said compensation.

SECTION 6. This ordinance shall take

effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to A. T. Averill to construct two bridges across the alley south of 36th street, between Vincennes avenue and Ellis Park, deferred and published Feb. 26, 1906, page 2735.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting to A. T. Averill authority to construct, maintain and operate two bridges across the public alley, connecting the second and fourth stories of the buildings on Thirty-sixth street, between Vincennes avenue and Ellis Park.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and au-

thority be and the same are hereby given to A. T. Averill, his heirs, executors, administrators and assigns, to construct, maintain and use, for a period of ten (10) years from and after the passage of this ordinance, two additional bridges connecting the two buildings situated on each side of the public alley south of Thirty-sixth street, between Vincennes avenue and Ellis Park, in addition to the bridge now existing which connects the sixth stories of said buildings; said bridges shall be constructed of fireproof material and shall connect the said two buildings on the second and fourth floors thereof, and shall extend over and across the public alley between Vincennes avenue and Ellis Park in such a manner that the northerly side of said bridges shall be about twenty-six feet south of Thirty-sixth street, as shown in the plat hereto annexed, which is hereby made a part of this ordinance; said bridges to be maintained and used as additional fire protection for the said two buildings, and to be constructed in accordance with plans filed with the Commissioner of Buildings, and to the satisfaction of the Commissioner of Buildings and Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority herein granted are upon the express condition that said A. T. Averill, the grantee herein, will within ten (10) days after the date of the passage of this ordinance file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, and conditioned to at all times hereafter, save and keep harmless said City of Chicago from any and all liabilities, damages, loss, judgments, cost and expense whatsoever which may be suffered by, may accrue against, may be charged to, or may be recovered from said city by reason or on account of the passage of this ordinance, or from or by reason of the construction or maintenance of said additional bridges, or from or in

consequence of any act done by the said grantee, his heirs, executors, administrators or assigns, or any of their agents or servants, in the construction or maintenance of said additional bridges, and that said grantee, his heirs, executors, administrators and assigns, will, at his or their own expense, remove said additional bridges upon the termination of the privileges herein granted, or failing therein shall repay to the City of Chicago, the cost of removing the same; and, conditioned further, that said grantee, his heirs, executors, administrators and assigns, shall in all things comply fully with the terms and provisions of this ordinance; said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient and the said grantee, his heirs, executors, administrators or assigns, shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 3. This ordinance shall at any time before the expiration thereof be subject to modification or repeal, and in case of repeal all privileges hereby granted shall thereupon immediately cease and determine. The permission and authority hereby granted may also be revoked at any time by the Mayor at his discretion, and thereupon this ordinance shall become null and void.

SECTION 4. The construction and maintenance of the additional bridges herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the construction, use and maintenance of such bridges. No work shall be done in and about the construction of the work herein authorized until a permit authorizing same shall first have been issued by the Commissioner of Public Works of the City of Chicago, in addition to the building permit required by the ordinances of the City of Chicago now in force.

SECTION 5. In consideration of the privileges herein granted said A. T. Av-

erill, his heirs, executors, administrators and assigns, shall pay to the City of Chicago the sum of fifty (\$50) dollars per annum each and every year during the life of this ordinance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter; provided, that if default is made in the payment of any of the installments of compensation herein provided for, the privileges herein granted shall immediately terminate.

**SECTION 6.** This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of its passage said A. T. Averill shall file with the City Clerk of the City of Chicago his written acceptance of this ordinance, and a bond as hereinbefore provided.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on a recommendation, estimate and ordinance for improving Wentworth avenue from Root street to Garfield boulevard (granite blocks), deferred and published Feb. 26, 1906, page 2737.

Ald. Bihl moved to concur in the recommendation, approve the estimate, and pass the ordinance therewith.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Forman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick, (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns,

Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance for Stenson Brewing Company for a switch track; deferred and published Feb. 26, 1906, page 2737.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be, and the same are hereby given and granted to Stenson Brewing Company, a corporation organized under the laws of the State of Illinois, its successors or assigns, to lay down, construct, maintain and operate a single railroad switch track, in, over, along, and upon those parts of the street known as Bloomingdale Road and the public alley between North Robey street and North Winchester avenue, in the block bounded on the north by Bloomingdale Road, connecting the premises of the grantee herein with the track of the



Chicago, Milwaukee & St. Paul Railroad Company, in the manner shown by the annexed plat, which is hereby made a part of this ordinance, said permission and authority to continue for and during the period of ten (10) years from and after the date of the passage of this ordinance.

**SECTION 2.** The permission and authority herein granted are upon the express condition that said Stenson Brewing Company, the grantee herein, will, within ten (10) days after the date of the passage of this ordinance, file with the City Clerk of the City of Chicago, a bond in the penal sum of \$10,000, with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save, and keep harmless the City of Chicago, from any and all liabilities, damage, loss, judgments, costs and expenses whatsoever, which may be suffered by, may accrue against, may be charged to, or may be recovered from said city, by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein, by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee, in the maintenance or operation of said switch track, or in failing to keep in repair any parts of the said street and alley which said grantee is herein required to keep in repair, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liabilities of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force then the privileges herein granted shall thereupon cease.

**SECTION 3.** This ordinance shall at any time, before the expiration thereof, be subject to modification or repeal, and in case of repeal, all privileges hereby granted shall thereupon immediately

cease and determine. The permission and authority hereby granted, may be revoked at any time by the Mayor at his discretion, and thereupon this ordinance shall become null and void.

**SECTION 4.** During the life of this ordinance the grantee herein shall keep such portions of the said street and said alley as are occupied by said switch track in good condition and repair, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the said street and the said alley so occupied by said switch track to a condition similar to the remaining portions of the said street and said alley in the same block, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

Should said grantee fail to keep in repair any such portion of said street or said alley in such manner as the Commissioner of Public Works shall direct, then the Department of Public Works may repair the same, and the sole expense thereof shall be paid by the said grantee. Should said grantee at the expiration of the privileges herein granted, either by lapse of time or otherwise, fail to remove said track and restore said parts of said street and said alley so occupied by said track to a proper condition as herein required, such work shall be done by or under the direction of the Department of Public Works of the City of Chicago, and the cost and expense of such work shall be paid by said grantee.

**SECTION 5.** The maintenance and operation of the switch track herein provided for, shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the use and operation of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to

the satisfaction of the Commissioner of Public Works.

No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

**SECTION 6.** In consideration of the privileges herein granted, said Stenson Brewing Company shall pay to the said City of Chicago the sum of seventy-five (\$75.00) dollars per annum, each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter; provided, that if default is made in the payment of any installment of compensation herein provided for, the privileges herein granted shall immediately terminate.

**SECTION 7.** This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten days from the date of its passage, said Stenson Brewing Company shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance and a bond as hereinbefore provided.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating an alley adjoining Lots 41, 42 and 43 in Block 5, McMahan's subdivision, deferred and published February 26, 1906, page 2739.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan,

Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

**Nays**—Conlon, Brennan.—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That all that part of the alley in Block five (5), in McMahan's Subdivision of the west half of the west half of the southeast quarter of Section twenty-four (24), Township thirty-nine (39) North, Range thirteen (13) East of the Third Principal Meridian, that abuts upon Lots Forty-three (43), forty-two (42) and the north eight feet of Lot Forty-one (41), and is shown in pink and marked "To be vacated" upon the plat attached hereto, which is hereby made a part hereof, be and the same is hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless within sixty (60) days from the date of its passage Vaclav Lala shall file in the office of the Recorder of Deeds of Cook County, Illinois, a plat, properly certified and acknowledged, dedicating as a public alley the south sixteen (16) feet of said Lot 41, shown upon the plat hereto attached in yellow and marked "To be dedicated," and provided, further, that the said Vaclav Lala shall, within sixty (60) days from the passage of this ordinance pay to the City Comptroller of the City of Chicago the sum of two hundred and three and sixty-eight one-hundredths dollars.

**SECTION 2.** This ordinance shall be in force from and after its passage, subject, however, to the conditions and provisions contained in Section 1 hereof.

The Clerk, on motion of Ald. Dougherty, presented the report of the Com-

mittee on Streets and Alleys, North Division, on ordinance vacating alley in Block 69, Elston's Addition to Chicago, deferred and published February 26, 1906, page 2728.

Ald. Dougherty moved to amend the ordinance as printed in the Proceedings of February 26, 1906, page 2729, by striking out the words "two thousand," and inserting in lieu thereof the words "five thousand."

The motion prevailed.

Ald. Dougherty moved to concur in the report and pass the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick. (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the alleys adjoining Lots one (1), two (2), three (3), four (4), five (5), six (6), seven (7), eight (8), nine (9), ten (10), eleven (11), fifteen (15), sixteen (16), seventeen (17) and eighteen (18), in Block sixty-nine (69), Elston Addition to Chicago, as shown in red and marked "Alley hereby vacated" upon the accompanying plat which is hereby made a part of this ordinance, be and the same are hereby va-

cated and discontinued; provided, however, that this ordinance shall not take effect unless the sum of five thousand six hundred twenty and thirty-two one-hundredths dollars shall be paid to the City Comptroller by or on behalf of the owners of said lots within sixty (60) days next after the passage of this ordinance.

SECTION 2. This ordinance shall take effect and be in force from and after its passage, but shall be absolutely null and void unless the payment hereinabove mentioned is made within the time fixed.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance granting permission to C. H. Marshall to maintain a canopy at 23 Lake Shore Drive, deferred and published Feb. 26, 1906, page 2729.

Ald. Dougherty moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby

given and granted to C. H. Marshall, his heirs and assigns, to construct, maintain and use a canopy over the sidewalk from the building situated at No. 23 Lake Shore Drive, which canopy shall be constructed of incombustible material. The lowest portion of said canopy shall be constructed no less than nine (9) feet above the surface of the sidewalk over which said canopy projects. Said canopy shall not extend over curb line approximately 20 feet beyond the face of the wall of the building, and shall not exceed 15 feet in width. Permission and authority are also given to said Marshall, his heirs and assigns, to relocate and reconstruct the gutter and curb in front of said premises substantially as shown upon the plat hereto attached and made a part of this ordinance; his heirs and assigns shall pay the full cost and expense of maintaining said curb, and shall also pave with asphalt in a manner meeting the approval of the Commissioner of Public Works all that portion of Cedar street exposed by the relocation of said curb and at all times maintain said pavement and keep the same clean in a manner meeting the approval of said Commissioner or Public Works. The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications, which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and

determine ten years from and after the date of the passage of this ordinance, or at any time prior thereto, in the discretion of the Mayor. In case of the determination of the privileges herein granted by the lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago. Provided, that in the event of a failure, neglect or refusal on the part of the said grantee, his successors or assigns, to remove said canopy when directed to do so, the City of Chicago may proceed to remove same and charge the expense thereof to the said grantee, his successors and assigns.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said C. H. Marshall, his successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed, the sum of twenty-five dollars per year, payable annually in advance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate, and this ordinance shall become null and void, if said grantee, or his successors or assigns fails to promptly pay any installment of the said compensation.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall first have been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or

liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, his successors or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be kept in full force, then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance, together with the bond hereinabove provided for, within thirty (30) days.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance vacating part of alley in Block 2, Kinzie addition, deferred and published December 18, 1905, page 1965.

Ald. Dougherty moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Bademoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Dedicating the west 15.5 feet of Lot one (1), in County Clerk's Division of Lots one (1) to four (4), in Block two (2), of Kinzie's Addition to Chicago, and vacation of part of alley in Block two (2), Kinzie's Addition, described as follows: Commencing at the northeast corner of Lot one (1), in County Clerk's Division of Lots one (1) to four (4), in said block, running thence southwesterly along the southeasterly line of said Lot one (1) to a point intersecting a line 15.5 feet east of the west line of said Lot one (1); thence southerly to the northwesterly corner of Lot twelve (12) in said Block two (2); thence northeasterly along the northwesterly line of Lots twelve (12) and thirteen (13) in said Block two (2) to Kinzie street, and thence west to the place of beginning.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that part of the public alley in Block two (2), of Kinzie's Addition to Chicago, in the City of Chicago, County of Cook and State of Illinois, and described as follows, to-wit: Beginning at the northeast corner of the east one-half (E.  $\frac{1}{2}$ ) of Lot one (1) in said Block two (2), running thence southwesterly along the southeasterly line of the east one-half (E.  $\frac{1}{2}$ ) of said Lot one (1) to a point intersecting a line 15.5 feet east of the west line of the east one-half (E.  $\frac{1}{2}$ ) of said Lot one (1); thence southerly to the northwesterly corner of Lot twelve (12) in said Block two (2); thence northwesterly along the northwesterly line of Lots twelve (12) and thirteen (13) in said Block two (2) to Kinzie street, and thence west to the

place of beginning, be and the same is hereby vacated; provided, however, that this ordinance shall be wholly void and of no effect unless Frank E. Habicht shall pay the sum of twelve hundred and thirty-one and twenty one-hundredths (\$1,231.20) dollars to the Comptroller of the City of Chicago within thirty (30) days from the date of the passage hereof; provided further, that said Frank E. Habicht shall dedicate as a public alley and open to public use as such the west 15.5 feet of the east one-half (E.  $\frac{1}{2}$ ) of Lot one (1) in Block two (2) in Kinzie's Addition to Chicago, and shall file for record in the office of the Recorder of Deeds of Cook County, Illinois, a map or plat showing the part of the alley so vacated and the alley so dedicated, which part of said alley so vacated being shown in blue marked "To be vacated," and which alley so proposed to be dedicated being shown in red marked "To be dedicated" on the plat which is attached hereto and made a part of this ordinance.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval.

The Clerk, on motion of Ald. Dever, presented the report of the Committee on Track Elevation on an ordinance amending an ordinance entitled "An ordinance requiring the Union Stock Yard and Transit Company of Chicago, the Chicago Junction Railroad Company, etc., to elevate their tracks," deferred and published Novembr 20, 1905, page 1549.

Ald. Dever moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypock, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan,

Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—66.

*Nays*—Conlon, Brennan.—2.

The following is the ordinance as passed:

#### AN ORDINANCE

To amend an ordinance entitled "An ordinance requiring the Union Stock Yard and Transit Company of Chicago, the Chicago Junction Railroad Company, the South Side Elevated Railroad Company, the Chicago and Western Indiana Railroad Company, the Pittsburgh, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, the Chicago, Rock Island and Pacific Railway Company, the Lake Shore and Michigan Southern Railway Company, and the Englewood Elevated Railroad Company, respectively, to elevate the plane of certain of their railway tracks within the City of Chicago, to change the grade of portions of certain streets and avenues in said city, and to construct and operate additional tracks.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. The Union Stock Yard and Transit Company of Chicago, the Chicago Junction Railroad Company, the South Side Elevated Railroad Company, the Chicago and Western Indiana Railroad Company, the Pittsburgh, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, the Chicago, Rock Island and Pacific Railway Company, the Lake Shore and Michigan Southern Railway Company, and the Englewood Elevated Railroad Company, are, respectively, hereby ordered and required to elevate the plane of their roadbeds and tracks within certain limits of the City of Chicago, pass

March 16, 1903, and published on pages 2689 to 2722, inclusive, of the official records of the Council Proceedings of the City of Chicago for the years 1902 and 1903, and amended June 19, 1905, and published on pages 623 to 625, inclusive, of the official records of the Council Proceedings for the year 1905 and 1906, be and the same is hereby further amended as follows:

Amend the ordinance of March 16, 1903, in the right hand column of page 2696, between the 11th and 12th lines, by inserting the following:

"The sidewalk on the south side of the street shall remain as it is at present; and the sidewalk on the north side of the street shall be depressed uniform with the roadway and about one foot above the level of the same from the head of the west approach to the east line of the alley on the west of the right of way line; and from the east line of the alley the north sidewalk shall ascend on a uniform grade until it connects with the present sidewalk at the east portal of the subway."

SECTION 2. All the provisions of the ordinance as passed March 16, 1903, and the amendatory ordinance of June 19, 1905, hereby amended, shall apply to all things provided for and embraced in this ordinance, unless otherwise

herein specially provided; and the rights, obligations, powers and duties of the City of Chicago and the said railway and railroad companies mentioned in said ordinance, shall be the same in all respects as if the said ordinance of March 16, 1903, and the amendatory ordinance of June 19, 1905, and this ordinance had originally contained all the matters and things contained in this ordinance; and the said ordinance of March 16, 1903, and the amendatory ordinance of June 19, 1905, and this ordinance shall be construed together the same as if this ordinance had been contained in said ordinance hereby amended.

SECTION 3. This ordinance shall take effect from and after its passage, approval and publication.

#### ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Monday, March 12, 1906, at 7:30 o'clock P. M.



CITY CLERK.







# PROCEEDINGS OF THE CITY COUNCIL CHICAGO. ILLINOIS

Regular Meeting, Monday, March 12, 1906.

7:30 O'CLOCK P. M.

## OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Wednesday, March 14, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Bejlfuss, Smith, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter and Race.

*Absent*—Ald. Richert, McCormick (5th

ward), Potter, Kunz, Schmidt (24th ward), Butler and Carey.

## MINUTES.

Ald. Hunter moved to correct the minutes of the last regular meeting, page 2840, to show that the ordinance requiring the C. M. & St. P. Railway to provide a safe crossing at North 56th avenue, was referred to the Corporation Counsel for an opinion.

The motion prevailed.

Ald. Foreman moved to further correct the minutes of the last regular meeting by substituting the word "chlorate" for the word "chloride" on page 2849, right hand column.

The motion prevailed.

Ald. Bennett moved that the minutes of the last regular meeting as corrected be approved without being read.

The motion prevailed.

**Communications from the Mayor, Comptroller, Commissioner of Public Works and all Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE, }  
CITY OF CHICAGO, March 12, 1906. }

*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law I hereby report to your Honorable Body the names of persons imprisoned for violation of city ordinances, who have been released by me during the week ending March 10, 1906, together with the cause of such release.

Jacob Bron, released for Phil McKenna.

Alex Kenney, released for Wm. Rothman.

James Lynch, released for wife.

Joseph Wolis, released for wife.

John Swakowski, released for wife.

Geo. Shoemaker, released for Agnes Spencer.

Wm. Gondola, released for Ald. Dever.

Bull Blyth, released for Ald. O'Connell.

Jerry Kilmartin, released for Ald. Richert.

Chas. Morris, released for wife.

Frank Meehan, released for mother.

Geo. Lettredge, released for Ald. Dixon and \$35.00 paid at House of Correction.

Henry Grossman, released for Jos. S. Derpa.

John Clark, released for Jerry McDonald.

John Dombrowski, released for wife.

Martin Fahey, released for Wm. McCain.

Chas. Johnson, released for mother.

Thos. Mack, released for Jas. O'Brien.

John Daley, released for Jas. O'Brien.

Harry Goins, released for Ald. Maypole.

Wm. Walsh, released for mother.

Wm. Johnson, released for mother.

Jerry Connelley, released for mother.

Mike Tyrrell, released for Ald. Dailey.

Christ A. Frogh, released for wife.

Which was placed on file.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
CHICAGO, March 12, 1906. }

*To the Honorable the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2858 of the current printed Council Proceedings, vacating certain alleys adjoining certain lots therein described as being in Block sixty-nine (69), Elston Addition to Chicago, for the reason that the ordinance does not contain the usual provision requiring the filing of a plat showing the vacation, and for the further reason that, although the ordinance provides for compensation to be paid to the city, it does not provide for the opening of any new alleys to take the place of those vacated, nor, on the other hand, does it show that said vacation is for a public purpose.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Dougherty moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Dougherty moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
CHICAGO, March 12, 1906. }

*To the Honorable the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2823 of the current printed Council Proceedings, establishing the sidewalk line on the north side of 62d street, between Robey street and Hermitage avenue, at the curb line. I am requested by the Board of Local Improvements to veto this ordinance for the reason that there is now an existing contract for a sidewalk on this street between the above named points providing for the construction of said walk at one foot from the lot line, and the passage of this ordinance would vitiate the contract. Under the statute it is necessary to have the consent of the contractor before an ordinance can be repealed or any action taken which will affect the contract.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Roberts moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Roberts moved that the ordinance be referred to the Committee on Streets and Alleys, South Division.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
CHICAGO, March 12, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2860 and 2861 of the current printed Council Proceedings, vacating that part of the public alley in Block two (2), of Kinzie's

Addition to Chicago, for the reason that the said ordinance does not require the filing for record of a plat within any definite time by the beneficiary of the vacation, and for the further reason that the vacation should not be made to take effect until after the new alley to be dedicated was opened for use to the public and improved.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Dougherty moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Dougherty moved that the ordinance be recommitted to the Committee on Streets and Alleys, North Division.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
CHICAGO, March 12, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2808 of the current printed Council Proceedings, directing the Commissioner of Public Works to issue a permit to the Union Park Hotel to maintain a glass sign in front of 521 West Madison street, for the reason that said order does not contain the dimensions of the proposed sign.

I have been informed as to the dimensions of the proposed sign, and I therefore recommend that the vote by which said order was passed be reconsidered, and that the same be repassed in the following amended form:

"Ordered, That the Commissioner of Public Works be and he is hereby directed to issue a permit to T. B. Scouton, the proprietor of the Union Park

Hotel, to erect and maintain a glass sign, four (4) feet long, one (1) foot wide and one (1) foot thick, in front of the premises at 521 West Madison street. Said sign to be erected and maintained in accordance with the rules and regulations of the Department of Public Works, and under the supervision and to the satisfaction of the Commissioner of Public Works. This privilege may be revoked at any time by the Mayor at his discretion, whereupon this order shall become null and void."

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Conlon moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Conlon moved that the order be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Conlon moved the passage of the order as amended.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhlir, Zimmer, Consideine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

**Nays**—Conlon, Brennan—2.

The following is the order as passed:

*Ordered,* That the Commissioner of Public Works be and he is hereby di-

rected to issue a permit to T. B. Scouton, the proprietor of the Union Park Hotel, to erect and maintain a glass sign, four (4) feet long, one (1) foot wide and one (1) foot thick, in front of the premises at 521 West Madison street. Said sign to be erected and maintained in accordance with the rules and regulations of the Department of Public Works and under the supervision and to the satisfaction of the Commissioner of Public Works. This privilege may be revoked at any time by the Mayor at his discretion, whereupon this order shall become null and void.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
CHICAGO, March 12, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2850 of the current printed Council Proceedings, granting permission and authority to Armour & Co. to construct and maintain a platform four feet above the street grade on the north side of Thirty-second street, for the reason that the ordinance does not contain the usual provision that the privilege granted may be revoked by the Mayor at any time in his discretion, and does not contain a provision that a default in the payment of the compensation fixed shall operate as a forfeiture of the rights granted.

I respectfully recommend that the vote by which the said ordinance was passed be reconsidered, and that the same be re-passed, without reference to a committee, with the following amendments:

Amend Section 3 of said ordinance by inserting in the fourth line thereof, after the word "ordinance," the following phrase:

"or at any time prior thereto upon the revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void."

Amend Section 7 of said ordinance by adding at the end thereof the following provision:

"Upon default in the payment of any of the installments of compensation hereby fixed, at the time herein prescribed, the rights and privileges hereby granted shall cease and determine, and this ordinance shall become null and void."

Respectfully,

E. F. DUNNE,

Mayor.

Ald. Martin moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Martin moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Martin moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Authorizing Armour & Company to construct and maintain a platform on the

north side of 32d street at Benson avenue.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted to Armour & Company, a corporation organized and existing under the laws of the State of Illinois, its successors and assigns, to construct and maintain a platform four (4) feet in height above the street grade on the north side of 32d street, beginning at the corner of Benson avenue and extending east between the face of the building of the grantee and the switch track in said street, a distance of two hundred and ninety-two (292) feet to a private alley, and from the east side of said private alley sixty (60) feet farther, a total of three hundred and fifty-two (352) feet. Said raised platform shall be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works, and shall be constructed and located substantially as shown on the plat which is hereto attached and made a part of this ordinance.

SECTION 2. The permission and authority herein granted are upon the express condition that said Armour & Company, the grantee herein, will, within ten (10) days after the date of the passage of this ordinance, file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, and conditioned to at all times hereafter indemnify, save and keep harmless the City of Chicago from any and all liabilities, damages, loss, judgments, costs and expense whatsoever, which may be suffered by, may accrue against, may be charged to or may be recovered from said city by reason or on account of the passage of this ordinance, or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, or by reason or on account of any negligence on the part of said grantee in

the construction or maintenance of said platform, or in failing to keep in repair any part of said platform during the life of this ordinance, or by reason or on account of any failure on the part of said grantee to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force then the privileges herein granted shall thereupon cease.

SECTION 3. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, or at any time prior thereto upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void; and the ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and in case of repeal all privileges herein granted shall cease and determine.

SECTION 4. Said grantee shall not construct said platform or in any way disturb the sidewalk until it shall have secured the permission of the Department of Public Works to do so, and the same shall be constructed and maintained in a manner satisfactory to the Commissioner of Public Works, and the said grantee shall, during the life of this ordinance, so maintain the said platform that the surface thereof shall remain in good condition and repair, and all work done hereafter under and by virtue of the rights and privileges granted by this ordinance shall be subject to and conform to such rules and regulations as the Commissioner of Public Works of said city may make for keeping in repair the portions of the sidewalk so used for said raised platform, and said grantee shall, at its own expense, keep and maintain such platform in good condition and repair to the satisfaction of said Commissioner of Public Works.

SECTION 5. The construction and maintenance of the platform herein authorized shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the use and maintenance of such platforms, bulkheads and sidewalks, and the use and maintenance of same shall be under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 6. Upon the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said platform and put the sidewalk in such condition as the Commissioner of Public Works may require, and as may be satisfactory to said Commissioner, and if the said grantee shall fail to remove said platform and put the sidewalk into satisfactory condition as herein provided, then the City of Chicago may, after giving ten (10) days' notice to the said grantee or its securities, remove said platform and put said sidewalk into such satisfactory condition at the expense and cost of said grantee, which said expense and cost the said grantee, in accepting this ordinance, agrees to pay on demand.

SECTION 7. In consideration of the privileges herein granted, said Armour & Company shall pay to the said City of Chicago the sum of one hundred (\$100) dollars per annum, in advance, each and every year during the life of this ordinance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. Upon default in the payment of any of the installments of compensation hereby fixed, at the time herein prescribed, the rights and privileges hereby granted shall cease and determine, and this ordinance shall become null and void.

SECTION 8. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within ten (10) days from the date of its passage said Armour & Company shall

file with the City Clerk of the City of Chicago its written acceptance of this ordinance, and a bond as hereinbefore provided.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
CHICAGO, March 12, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—I herewith return without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2852 of the current printed Council Proceedings, granting permission and authority to Clara F. Bass to construct and maintain an opening in the sidewalk in front of the building known as No. 359 Dearborn street, for the reason that the said ordinance is not in the usual form, in that it prescribes for a bond of five thousand instead of ten thousand dollars.

I respectfully recommend that the vote by which said ordinance was passed be reconsidered and that the same be re-passed, without the usual reference to a committee, with the following amendment:

Amend Section 3 of said ordinance by striking from the eighth and ninth lines thereof the words "five thousand (\$5,000) dollars," and by substituting therefor the words "ten thousand (\$10,000) dollars."

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Coughlin moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Coughlin moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Coughlin moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Clara F. Bass, her successors and assigns, to construct and maintain an opening in the sidewalk in front of the building known as No. 359 Dearborn street, for the purpose of constructing a stairway to the basement of said building; said opening to be five (5) feet in width and to commence thirty-four (34) feet north of Harrison street and run five (5) feet north on Dearborn street, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago; said plans to be filed in his office; said opening shall be constructed in a safe and workmanlike manner, under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted



by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, her successors and assigns, shall restore said portion of the sidewalk at the place where said opening is located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said opening had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, her successors and assigns, shall at all times keep the sidewalk in which such opening is located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. In consideration of the privileges hereby granted the said Clara

F. Bass shall pay to the City of Chicago the sum of fifty (\$50.00) dollars per annum in advance each and every year during the life of this ordinance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall determine and this ordinance become null and void if said grantee or her successors or assigns fail to promptly pay any installment of said compensation.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
CHICAGO, March 12, 1906.

To the Honorable, the City Council:

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2808 of the current printed Council Proceedings, directing the Commissioner of Public Works to issue a permit to the Pennsylvania Railroad Company to suspend a sign across the sidewalk in front of 171 South Canal street, for the reason that I am advised by the Law Department that the said order is not in proper form and does not contain the usual provisions that the privilege granted may be revoked at any time, and that the sign shall be erected and maintained under the supervision and to the satisfaction of the Commissioner of Public Works.

As a further reason for withholding my approval of said order I call attention to the fact that the dimensions of

the sign are not described in the order itself.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Conlon moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Conlon moved that the order be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
CHICAGO, March 12, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2857 of the current printed Council Proceedings, vacating that part of a public alley which is located in Block five (5), in McMahan's Subdivision, for the reason that, while the ordinance provides for the taking of certain ground as a public alley and prescribes compensation to be paid to the City of Chicago, it does not provide that the vacation shall take effect only after the new alley has been opened to the public and improved.

As a further reason for withholding my approval of the said ordinance I respectfully call your attention to the fact that, while the ordinance requires a plat properly certified and acknowledged to be filed, it does not require that the said plat shall show said vacation, but merely provides that the plat shall dedicate ground for a new alley.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to reconsider the vote by which the ordinance referred

to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Hunter moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

His Honor, the Mayor stated from the chair that he had received a contrary opinion from the Corporation Counsel relative to the point of order raised by Ald. Foreman at the last regular meeting of the Council, viz.: That Mr. Finerty's appointment was illegal because there had been no vacancy created in the Board of Local Improvements in any manner, as provided by the Illinois statutes, and that as John Minwegen had been appointed on April 11, 1904, his term of office of two years, as provided in the Act creating the Board of Local Improvements, had not yet expired.

On the strength of the opinion from the Corporation Counsel, the Chair ruled Ald. Foreman's point of order not well taken, and declared John F. Finerty duly confirmed as a member of the Board of Local Improvements.

Ald. Foreman moved that the opinion of the Corporation Counsel on the point in question be published and placed on file.

The motion prevailed.

Following is the opinion:

OFFICE OF THE CORPORATION COUNSEL,  
March 10, 1906. }

*Hon. Edward F. Dunne, Mayor:*

DEAR SIR—You verbally requested an opinion as to the legality and sufficiency of the appointment of John F. Finerty as a member of the Board of Local Improvements, in view of the point raised in the City Council that Mr. John Minwegen, whom Colonel Finerty was to succeed, had not been formally removed from his office and that no formal charges had been filed against him. The

substance of the whole objection, as I understand it, was that it was necessary to create a vacancy on the Board of Local Improvements by the removal of Mr. Minwegen or some other member of the Board before any other person could be appointed a member of said Board, and that no vacancy could be created by the removal of Mr. Minwegen, unless he was guilty of some misconduct, because his term of office would not expire until two years after his appointment.

Mr. Minwegen was appointed a member of the Board of Local Improvements, April 11, 1904, by former Mayor Harrison. These being the facts and questions involved, I will now take up for consideration the statutes and ordinances which must govern the determination of these questions.

Section 6 of the Act entitled "An Act Concerning Local Improvements," approved January 14, 1897, provided for the appointment by the mayor of our members to the Board of Local Improvements, who shall "be confirmed by the City Council." This act does not fix the term of office of the members of the Board. On this point the act is wholly silent.

Section 3 of Article 6 of the Cities and Villages Act provided that "the City Council may by ordinance not inconsistent with the provisions of this Act, prescribe the duties and define the powers" of all city officers, "together with the terms of any such office: Provided the term shall not exceed two years."

Section 1329 of the Revised Code of Chicago of 1897 reads as follows: "All officers appointed by the Mayor, with the approval of the City Council, whose term of office is not otherwise expressly provided for by law, shall hold their respective offices for the term of two years from the first Monday in May next succeeding the general election for Mayor, and until their successors are appointed and qualified."

As has been seen, Mr. Minwegen was

appointed a member of the Board of Local Improvements, April 11, 1904; even by a strained construction of Section 1329 of the Revised Code, I cannot perceive how it can be said an appointee to the Board of Local Improvements, appointed, as Mr. Minwegen was, under this section was appointed for a term which would not expire until two years after the date of his appointment. It should also be observed that the word "from" in the above section excludes the first Monday of May succeeding the last election for mayor from the calculation of the two years therein referred to.

Batesville Inst. v. Kauffman, 85 U. S. 157.

It seems to me entirely clear that under said Section 1329 of the Revised Code of 1897, the term of office of Mr. Minwegen expired on the first Tuesday of May, 1905, in other words two years from the first Monday in May, 1903, which day was the first Monday in May next following the last election of Mayor Harrison. Unless there are other statutes and ordinances which apply, Mr. Minwegen has been holding office since the first Tuesday of May, 1905, wholly because of your failure to appoint his successor. An assertion that a person holding his office after the expiration of his term becomes entitled to hold his office as a member of the Board of Local Improvements for another term of two years would be a preposterous claim and might be dismissed as unworthy of argument in view of the wording of the section of the Revised Code of 1897 above quoted, and of Section 3 of Article 6 of the Cities and Villages Act also referred to above.

Section 1510 of the Revised Municipal Code of Chicago, 1905, which was passed on March 20 of that year contains the following language:

"All officers appointed by the Mayor by and with the advice and consent of the City Council, whose term of office is not otherwise expressly provided for

by law, shall be appointed on the first Monday in May next succeeding the general election for Mayor, or as soon thereafter as is practicable and shall hold their respective offices during the term of the Mayor appointing them, and until their successors are appointed and qualified."

Although there is a difference between the wording of Section 1510 of the present Code and Section 1329 of the Code of 1897, I take it their meaning is the same and their effect the same. There is nothing in the section of the present City Code just quoted which could be said to operate as an extension of the term of office of any city officer appointed while the Code of 1897 was in effect, even though the City Council possessed the power—which I doubt—to extend the term of city officers. In passing from this point I call attention to Section 28 of Article 4 of the Constitution of 1870, which reads "No law shall be passed which shall operate to extend the term of any public officer after his election or appointment."

The requirement of Section 1510 of the present Code already quoted, that in the appointment to an office like the present one, the appointment "shall" be made on the first Monday in May next following the election for mayor or as soon thereafter as is practicable, I should have little hesitancy in construing as directory and not mandatory in the light of the constitutional and statutory sections already referred to, if it was necessary to pass upon this point.

- If the term of office of Mr. Minwegen expired in May, 1905, as I insist it did, he has been holding over since that time simply at the pleasure of the Mayor, and stands in the same position as any public officer who may be removed at pleasure. No formal removal of Minwegen could be necessary in order to clear the way for the appointment of Colonel Finerty as his successor.

In Holbrook et al., v. Township

Trustees, 22 Ill., 530, 544, the point was raised that the appointment of a treasurer by the school trustees was invalid because there was no vacancy in such office of treasurer at the time the appointment was made. Chief Justice Caton who delivered the opinion of the court, answered this objection in the following words, "The statute gave to the trustees the power to remove the treasurer at pleasure. Possessing such a power, the appointment of another in the place of Holbrook was of itself, a removal of him from that office. It did not require a separate antecedent order of removal."

This language applies to the present case. The appointment of Finerty to the Board of Local Improvements was of itself the removal from that place of Mr. Minwegen.

This is not a case of an appointment to fill an existing vacancy in a public office created by the death, removal or resignation of the present incumbent of the office, and authorities relating to appointments to fill such vacancies do not apply to the present case.

Our statutes and ordinances in common with those of other states deal with original appointments to office as something distinct from appointments to fill existing vacancies. The rules governing the two cases of appointment differ, and it would be useless to consume further time in discussion of the court decisions of other states.

I will sum up my conclusions briefly as follows:

First—As I have said the term of office of John Minwegen as a member of the Board of Local Improvements expired under the law on the first Tuesday of May, 1905, or as soon thereafter as his successor was appointed and qualified.

Second—Your appointment and the confirmation by the City Council of John F. Finerty as successor to Mr. Minwegen as a member of said Board of Local Improvements together with his

further qualification as such officer will put an end to the tenure of office of Minwegen or to state the proposition differently the appointment, confirmation and qualification of Colonel Finerty do not of themselves remove his predecessor, for the ordinance does that, but these occurrences or acts constitute the contingency upon the happening of which the ordinance itself says his term of office shall end.

Third—The term of Mr. Minwegen as a member of the Board of Local Improvements having expired in May, 1905, there was no occasion or necessity for formally removing him from his office. His holding over after the expiration of his term was solely by virtue of the ordinance and terminated upon the happening of the contingency. I therefore deem it clear as I said in my former opinion on this subject, that John Finerty has been duly and legally appointed a member of the Board of Local Improvements, and the only other step that need be taken to invest him with the powers and emoluments of his office is that of qualifying as a member of the Board.

Yours respectfully,

MACLAY HOYNE,

*Acting Corporation Counsel.*

Ald. Snow appealed from the decision of the Chair as to the confirmation of Mr. Finerty, on the ground that a "constitutional majority" of the Council was necessary, according to statute to confirm an appointment.

The decision of the Chair was sustained by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Dailey, Martin, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffmann, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Nowicki, Dever, Conlon, Brennan, Ryan, Powers, Finn, Dougherty, Sullivan, Werno, Hahne, Williston, Dunn, Reinberg, Siewert, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Kohout—44.

*Nays*—Pringle, Foreman, Young, Snow,

Bennett, Maypole, Beilfuss, Smith, Sitts, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward), Lipps, Raymer, Ruxton, Hunter, Race—18.

His Honor, the Mayor, then presented the official bond of John F. Finerty as a member of the Board of Local Improvements in the penal sum of twenty-five thousand (\$25,000) dollars, with P. T. Barry and John M. Carroll as sureties.

Ald. Cullerton moved that the bond be approved.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—62.

*Nays*—None.

The City Physician presented his report for the month of February, 1906.

Which was placed on file.

The Corporation Counsel presented an opinion, pursuant to an order of the Council, published on page 2810, as to the validity of an ordinance regulating or prohibiting the distribution of hand bills, etc., by throwing the same into letter boxes attached to private residences and flat buildings.

Ald. Foreman moved that the opinion be published and placed on file.

The motion prevailed.

Following is the opinion:

OFFICE OF THE CORPORATION COUNSEL,  
March 12, 1906.  
To the Honorable, the City Council:

GENTLEMEN—At the last regular meet-

ing of your Honorable Body, you passed an order, which is published at page 2810 of the current printed Council Proceedings, directing the Corporation Counsel to render an opinion as to the validity of an ordinance regulating or prohibiting the distribution of hand bills, circulars or other advertisements, by throwing the same into letter boxes attached to private residences and flat buildings.

In compliance with your request, I beg leave to say that there is no express power granted to the City Council by the General Assembly which covers the proposed ordinance.

I believe, however, that the city possesses the power to adopt an ordinance prohibiting the filling up of receptacles for mail which are attached to private property without the consent of the owners thereof.

It must, of course, be understood that nothing that has been said is intended to assert any right of the City Council to interfere with the delivery of United States mail. The police power is a power which is not capable of exact definition, and its scope is uncertain, but the State itself is authorized under that power to regulate any business in the prosecution of which abuses have grown up and which require correction. It is doubtful whether the police power of a municipality is of equal breadth with that of the State. On the one hand it is frequently asserted that municipalities possess only those powers which are expressly delegated to them by statute, and on the other hand the courts have asserted that a municipality possesses certain inherent powers.

While the matter is not free from doubt, I incline to the conclusion above set forth.

Very truly yours,

MACLAY HOYNE,

*Acting Corporation Counsel.*

Ald. Werno requested that the rights of the special order, the report of the

Committee on Local Transportation on an ordinance requiring the elevation of the roadbed and railway tracks of the Chicago, Milwaukee and St. Paul Railway Company, etc., which had been set for eight o'clock, be preserved.

The request was granted.

The City Clerk presented the following communication:

CITY CLERK'S OFFICE,  
March 12, 1906.

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinances which have been filed in this office since your last preceding meeting.

Acceptance and bond of Jackson-Corbett Company, under ordinance of February 26th, 1906.

Acceptance and bond of Hollatz Bros., under ordinance of February 26th, 1906.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Which was placed on file.

ALSO,

The following communication:

CITY CLERK'S OFFICE,  
March 12, 1906.

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—I write to inform you that the bond of Union League Auxiliary Association, under ordinance of February 5th, 1906, reached this office to-day, the thirty day limitation for filing same under the provisions of the ordinance expiring March 7th. The acceptance under the same ordinance was filed within the time set.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Ald. Bennett, moved that the bond of the Union League Auxiliary Association be approved.

The motion prevailed.

ALSO,

The following communication:

CITY CLERK'S OFFICE, }  
March 12, 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with recent order of your Honorable Body, I hereby make report of grantees who have failed to file formal acceptances of ordinances, within the time specified.

A. B. Mulvey, ordinance of February 5th, for electric wires.

Thomas Carey, ordinance of February 5th, for switch track.

G. C. Luebs, ordinance of February 5th, for sidewalk opening.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Which was placed on file.

ALSO,

The following communication:

March 12, 1906.

*To the Honorable, the City Council, Chicago:*

GENTLEMEN—On January 29th, 1906, your Honorable Body passed an ordinance, which was published on pages 2430 and 2431 of the Council Proceedings of said date, vacating a portion of the north and south alley between Claremont avenue and Oakley avenue and Kinzie and Fulton streets. Said ordinance provided that before the vacation took effect there should be filed in the office of the Recorder of Cook County a deed, conveying to the city, for the purpose of an alley, certain property therein described, and that there should also be filed with the Recorder a plat showing the part of the alley vacated and the new alley dedicated. You are hereby

respectfully informed that the conditions of the said ordinance of January 29th have been complied with, and that a deed conveying title to the City of Chicago to the south 14 feet of Lot 8, in I. R. Diller Block, Subdivision of Block 40, of Canal Trustees' Division of Section 7, Township 39 North, Range 14, East of the Third Principal Meridian, was filed in the office of the Recorder of Deeds of Cook County, on the 17th day of February, 1906, as Document 3821466, and that a plat showing the part of the alley vacated by said ordinance and of the new alley dedicated was also filed on the 7th day of February, 1906, as Document 3821467.

Very truly yours,

WM. P. WORTH,

By WM. H. ARTHUR,

*His Attorney.*

Which was placed on file.

ALSO,

The claim of Catherine O'Dea Lyman for damages to property by reason of track elevation, which was

Referred to the Committee on Finance.

ALSO,

The following communication and report:

CITY CHAMBERS, }  
GLASGOW, 2nd March, 1906. }

*The City Clerk, City Council of the City of Chicago:*

SIR—The Corporation have had under consideration the request by your City Council to be furnished with the views of Mr. James Dalrymple, the General Manager of the Glasgow Corporation Tramways, on the question of the local transportation of the City of Chicago, and, after corresponding with Mayor Dunne of your city on the subject, the Corporation see no good reason why they should not comply with the request of your municipality.

In these circumstances, Mr. Dalrymple has prepared a print in regard to the

matter, and I have pleasure in sending you enclosed six copies of the same.

I am, sir,

Your obedient servant,

ALEX. WALKER,  
*Depute Town Clerk.*

Letter from James Dalrymple to Mayor Dunne, of date 29th June, 1905:

GLASGOW CORPORATION TRAMWAYS, }  
46 Bath Street, }  
GLASGOW, 29th June, 1905. }

*The Honourable Edward F. Dunne,*  
*Mayor of Chicago:*

MY DEAR MAYOR—As desired, I beg to send you the following notes regarding your proposal that the municipality of Chicago should now take such steps as may be necessary to own and operate its street railway systems.

In the first place, I must again convey to you the thanks of the Lord Provost and the City Council of Glasgow for the honour you have conferred on them in looking to their city for information at this juncture.

As for myself, I have had a most delightful and instructive trip, and have enjoyed myself among your people immensely. Everyone I met, not only in Chicago, but in all the cities I found time to visit, was exceedingly kind, and all seemed anxious to give me whatever information I required. My visit to your country will, I feel sure, be of great value to me as a public official in the service of the City of Glasgow.

As I understand the position, you were elected Mayor by the citizens of Chicago on a distinct issue, viz., the immediate municipalisation of the street railways of your city.

Your object, I take it, in asking the City Council of Glasgow to allow me to visit your city was that you might learn from me how and why the municipality of Glasgow took over the operation of the street railways; also that you might have full details regarding the or-

ganisation and management of a municipal street railways department, and whether our experience in Glasgow could be applied to Chicago.

From the day I landed at New York, I endeavoured, through the press and in private interviews with yourself and your associates in the city government, to tell what the municipality of Glasgow have done and are doing in this connection, and how they have made such a conspicuous success in the management of all the public utilities under the control of the City Council—including, of course, the street railways, which have been operated by the city since 1894.

It is now, as you know, an accepted principle in Britain that all public utilities—such as water, gas, electric light, street railways, &c.—should be under the control of the municipality.

I do not know that it is necessary for me to repeat here the details regarding the management of the Glasgow street railways, as this information has been very fully given to you already.

I had not been many hours in your city before I fully realised why the citizens of Chicago should be so anxious that a change be made at once in the management of your street railways, and it did not astonish me that you should have been elected Mayor by such a large majority when you had intimated to your people that, if elected, you would take immediate steps to have the street railways owned and operated by the municipality.

During my stay in Chicago I devoted a considerable time to the study of your street railway system. I was extremely anxious, in the first place, to know the history and the present financial position of the various operating and underlying street railway companies in your city, and I must confess that it took me some time to completely master the facts in connection with the various changes that have taken place in the



position of these companies from time to time.

It was also necessary for me to devote some time to the study of your system of municipal government, which I found extremely interesting.

Regarding the present condition of the street railway systems of Chicago, I consider that your citizens are fully warranted in demanding an immediate change, so that they may have the travelling facilities that are now enjoyed by the citizens of every other city of the United States.

Under the existing circumstances, the most natural, and, indeed, the only way out of the difficulty which would present itself to the ordinary citizen, who does not generally go into details, would be complete and immediate municipalisation.

I have endeavoured, in considering this important question, to look at it from every point of view—my sole object, like your own, being to recommend a course of action which would be for the common good of the citizens of Chicago. From my training and experience you can readily understand that my sympathies are entirely on the side of municipal ownership and operation of street railways, but in Chicago you are peculiarly situated in this connection at the present moment.

There are many questions which tend to make the position a very difficult one for a municipality to deal with. There is, for instance, the unsatisfactory state of the various franchises that have been granted to the street railway companies. If these long franchises are upheld, it would be very difficult—I would almost say it would be impossible—for your city to purchase these.

Presuming for a moment that you were able at a satisfactory figure to purchase the present undertaking, including the franchises, there would undoubtedly be a very grave danger in your city attempting to operate what would be the largest

street railway undertaking in the world without making a very radical change in the methods usually employed in carrying on municipal work by the cities of the United States.

And if you should seriously consider making a start on the Adams street route, which you may be compelled to do, this new system would undoubtedly for a long time to come add to the present confusion.

There are many other points of difficulty.

Yet, as I said at the outset, the time has now arrived when the street railways of Chicago should be put on a proper basis, and the equipment brought up to date. How should this be done?

Although the time may not yet have arrived when your city could take over the responsibility, should it be the desire of your citizens to do so, yet I think an arrangement might be made now with this end in view.

I may be travelling beyond my brief in making this suggestion, but I cannot refrain from expressing my strong conviction that a serious attempt should be made on the part of the municipality and the street railway companies to arrive at a reasonable settlement.

If the street railway companies do not seem inclined to be reasonable, then, I would say to you, start your municipal system without delay.

I cannot, of course, at this time go into all the details of what I would consider a reasonable settlement. The present companies must, of course, be merged into one, so that the whole may be operated as one complete system. All claims under the ninety-nine years' franchise must be waived. There must be one fare, and no central loops. The use of trailer cars should be discontinued. The present equipment would require in a great measure to be thrown into the scrap heap, the whole work of reconstruction being carried out at the sight and to the satisfaction of the city officers. The new

operating company might be allowed a fixed time in which to have the whole system put into complete order, and afterwards have a franchise for, say, twenty years, the municipality having the right say, every five years, to take possession on stated terms.

A percentage of the gross annual earnings should be handed over to the City Treasury to be used for specific purposes, say, the upkeep of the streets; full and detailed statements of all income and expenditure, both on account of capital and revenue, should be produced annually by the operating company to the city officers.

The above are a few points which occur to me at the moment.

Under good, sound, economical management the street railway system of Chicago is destined not only to be the largest but the finest in the world.

Now, presuming that the present companies are unwilling to meet you on anything like reasonable terms, what is the only course open for you? I should say, undoubtedly, to start your municipal system on each line as the franchises expire.

I should be very sorry, however, were you forced to take such a step, as, speaking generally, I should say, from my knowledge and experience of what it means to operate a municipal street railway system, that the municipalities of the United States are not yet quite ready to successfully undertake this work.

In your list of questions you ask some information regarding the management of a municipal street railway system. I would certainly recommend that the street railway department be managed by a small committee of the City Council, to be chosen irrespective of politics, and that the whole internal management be placed under one permanent officer. I have already given you very fully my views in regard to the management generally.

You are also anxious to have my opinion in regard to the system of traction. I say, unhesitatingly, that no other system should be thought of at the present time than the overhead trolley. If properly constructed it is not unsightly, it is not dangerous, it is the most reliable, and it is the most economical, both to construct and maintain. To instal the underground trolley in any part of Chicago would, for various reasons, be a scandalous waste of money.

In regard to the production of power, it should not be necessary for you at the outset to erect a power station, but, when the whole system is in operation, you should certainly have one central, high tension generating station, with sub-stations. Meantime you should purchase your power.

In regard to the fares, it is unlikely that your citizens would care to change from the uniform fare, with transfers, to the European system. You cannot issue transfers if you adopt the graded system of fares. The Adams street route might, however, be a very suitable one on which to test the graded system, should you think it desirable to do so.

I do not know that it is necessary for me at the present moment to say more. If you should finally decide that there is no other course open to you than to gradually municipalise your street railway system, I shall let you have every assistance in my power in regard to the organisation of the various departments, such as engineering, transportation, and accounting, and in regard to management generally.

I have again to thank you and my many friends in Chicago for the opportunity afforded me of paying my first visit to your country, and for the great kindness shown to me while I was in your city.

I am, my dear Mayor,

Yours very sincerely,

JAMES DAIRYMPLÉ.

Cable from Mayor Dunne to James Dalrymple, of date 10th July, 1905:

CHICAGO, 10th July, 1905.

*Dalrymple, Tramways, Glasgow:*

Can you give me fuller report? Answer. Have written.

DUNNE.

Cable from James Dalrymple to Mayor Dunne, of date 11th July, 1905:

GLASGOW, 11th July, 1905.

*Mayor Dunne, Chicago:*

Cable received. Will send complete report. Write me fully information required in view my letter.

DALRYMPLE.

Letter from Mayor Dunne to James Dalrymple, of date 15th July, 1905:

MAYOR'S OFFICE, }  
CHICAGO, 15th July, 1905. }

*Jas. Dalrymple, Esq., Glasgow:*

DEAR MR. DALRYMPLE—Following my cablegram on the subject of your recent communication I wish to say, while I greatly appreciate what you were good enough to submit, I would like very much if you should write me at length advising on the subject of administration of car lines by the municipality. Your great experience in administration in Glasgow qualifies you to lend advice on that subject which presents to us the remaining unsolved problem. While you touched on this subject in your communication, I should be pleased if you would write me now as fully and with as much detail as you will on that subject.

Very truly yours,  
E. F. DUNNE.

Letter from James Dalrymple to Mayor Dunne, of date 28th July, 1905:

CORPORATION TRAMWAYS, }  
46 Bath Street, }  
GLASGOW, 28th July, 1905. }

*Mayor Dunne, Chicago, Illinois, U. S. A.:*

MY DEAR MAYOR—I have just received your letter of 15th instant.

I will put together some notes on the details of operation of a street car service by a municipality, and mail them to you in a few days.

Yours truly,  
JAS. DALRYMPLE,  
General Manager.

Letter from James Dalrymple to Mayor Dunne, of date 29th August, 1905:

CORPORATION TRAMWAYS, }  
46 Bath Street, }  
GLASGOW, 29th August, 1905. }

*Hon. Ed. F. Dunne, Mayor of Chicago, Chicago, U. S. A.:*

MY DEAR MAYOR—Since I received your letter of 15th July I have been exceedingly busy, and have just today managed to dictate a few notes on the administration of a street railway department by a municipality.

I had thought of putting this information, which I had given you when in Chicago, into the shape of a report in the first instance, but I decided that it might be better to wait until you had obtained from the citizens the necessary authority to start a municipal car service, as, after you had actually commenced the construction of your new system, some considerable time would elapse before the municipality could begin to operate the cars.

As desired, however, I have very great pleasure in sending you the enclosed notes. They are very scrappy and hurriedly put together, and there will, no doubt, be a great many details on which, as you proceed, you will desire further information. You have merely to drop me a note, and I shall let you have whatever information I have at my disposal.

The City Council a week or two ago approved of the report of our Street Railways Committee for the year to 31st May last. I immediately sent you on

a copy of same, as our latest figures may be of interest to you. We have had a very successful year. Although our system is the largest in Britain, and is still growing, it is but a very small affair compared with your Chicago system.

I also send you a statement on the "Selection and Training of Motormen and Conductors." You should be very particular in this regard, as a very great deal depends on the way your men are selected. A general manager cannot be too careful in this respect.

I trust that you will be successful in giving to Chicago the street railway service which I feel she ought to have.

Hoping to hear from you whenever you consider that I can give you any information which may be of service to you, I am, my dear Mayor,

Yours very sincerely,

JAS. DALRYMPLE,  
General Manager.

Notes by James Dalrymple on the "Administration of a Street Car Service by a Municipality," sent to Mayor Dunne on 29th August, 1905:

#### CITY COUNCIL.

The administration of the Street Railway Department should be entirely under the control of the City Council. They should appoint annually from their number a Transportation Committee, and should also appoint the General Manager. All minutes of the Transportation Committee should be regularly submitted to the City Council for approval.

#### TRANSPORTATION COMMITTEE.

As stated above, the City Council should appoint annually from their number a Transportation Committee, consisting of, say, from twelve to fifteen members. This committee should carry out the work of the Street Railway Department, like the board of directors of a private corporation. A regular meeting of this committee might be held—

say, every fortnight—for the transaction of all business in connection with the operation of the car service. This committee should consider all suggestions which may be made to the City Council in regard to the operation of the car service. This committee might, with advantage, appoint the following sub-committees:

1. Sub-Committee on Finance.
2. Sub-Committee on Extensions.
3. Sub-Committee on Stores.
4. Sub-Committee on Staff.

All matters referred to these sub-committees should be approved by the parent committee.

*Sub-Committee on Finance.*—The Sub-Committee on Finance would carry through all financial transactions, pass all accounts for payment, and receive reports from the General Manager regarding the revenue and expenditure of the undertaking. They would also prepare reports and issue annual financial statement. This sub-committee would also effect all insurances. It would also see that all revenue was duly accounted for and lodged in bank. All borrowing on capital account would also come under this committee, which would see that all payments for interest and sinking fund were properly applied. It might be well also to remit to this committee any proposed alteration of fares, and the collection of same.

*Sub-Committee on Extensions.*—All proposals regarding extensions of the system should be remitted to this committee for consideration and report. Any negotiations which might be rendered necessary on account of any extensions of the system might be carried through by this sub-committee. This sub-committee might also take in charge the obtaining of the necessary powers for making extensions of the system, and also any suggestions regarding the fixing or alterations of routes.

*Sub-Committee on Stores.*—This sub-committee could take charge of the draw-

ing out of specifications and schedules for the carrying out of any work for the department, and also for the purchase of material and supplies. This sub-committee would see that all requirements were duly advertised in accordance with the Standing Orders of the City Council. They would meet regularly to open all offers and to consider same. Their recommendation for the acceptance of offers would, of course, be submitted to the parent committee for approval.

*Sub-Committee on Staff.*—This sub-committee could consider all salaries and wages, hours of labour, and general conditions of service. All applications by members of the staff for increase of wages, etc., could be remitted to this sub-committee for consideration and report.

#### GENERAL MANAGER.

It would be a mistake for you to take a single step in the organisation of the Street Railway Department until you had first of all secured the services of a General Manager, who would be the adviser of the Transportation Committee and the City Council from the very start.

As indicated in my letter to you, the General Manager should be appointed by, and be directly responsible to, the City Council, through the Transportation Committee. He should be a man who has had experience in dealing with large bodies of workmen, and a good organiser. If possible, you should secure a man who has had experience in the operation of a large street railway undertaking. He should have absolutely no connection with any political party, and his appointment should be made solely on account of his fitness for the position. The success or failure of the undertaking depends in a very large measure on the manner, in which the General Manager carries out his duties. You will, no doubt, see that it would be impossible to secure the best man for the position unless he has an agreement over a period of years, and is made entirely independent

of all changes in the City Council. The City Council should give the General Manager complete control of the whole staff. He should be held personally responsible for the good conduct of those under him. He should be absolutely free to engage and discharge his men.

#### GENERAL STAFF.

Under the General Manager, and directly responsible to him, there should be three heads of departments—first, the Chief Engineer; second, the Traffic Superintendent; and, third, the Financial Superintendent. The Chief Engineer will require the assistance of an Electrical Engineer, who shall be directly responsible for all the electrical plant; a Mechanical Engineer, who shall be directly responsible for the workshops; a Civil Engineer, who will be charged with the upkeep of the permanent way; and a Draughtsman. The Traffic Superintendent shall have charge of the car service and all the car service employees, such as inspectors, timekeepers, motormen, conductors, etc. He will be responsible for the conduct of all under his charge. He should personally engage all the traffic staff, and should also be responsible for the disciplining of his men. The time tables for the operation of the cars and the laying out of new routes will also come under his charge. He will receive all reports from the inspectors on the road, and also from motormen and conductors, etc., and will take general charge over all matters relating to the operation of the cars. The Financial Superintendent shall have under him an Accountant, with a bookkeeping staff, cashier, pay clerks, purchasing clerks, correspondence clerks, etc. He will be responsible for the conduct of the General Office, and the preparation and checking of all financial statements required by the General Manager.

#### SELECTION AND TRAINING OF STAFF.

In the organisation of a municipal street railway department a very great deal depends on the arrangements that

are made for the selection and training of conductors and motormen, and also on the standard of efficiency that is set up and maintained. From the separate print which I send you, you will get full details as to our methods of selection and training in Glasgow. The system we have adopted is working admirably. It will very likely be necessary for you at the outset to begin operations with men who have had experience in street railway work, but very soon your General Manager will find it to be to your advantage to engage young men and train them himself. We in Glasgow rarely engage a man who has been in street railway work before, and we have made it a rule never to re-engage a man who has been in our service. A strict medical examination you will find to be absolutely necessary, and, as you will find no difficulty in obtaining applications from suitable young men, you will be able to fix the standard very high. We engage all our men on the understanding that, after serving for a few months conducting a car, they must, when asked, go through the motor school and learn to drive a car. If a man fails to qualify as a motorman, he has to leave the service.

#### WORKING HOURS.

The working hours of the traffic staff in Glasgow work out, on an average, at nine hours per day. The staff work any six days out of the seven. When we started operations we allowed the men to work seven days if they chose, but now we have a strict rule in force that no man is to be allowed to work more than six days per week. We find this a very good rule, and it is strictly adhered to. Our time tables for the operation of the cars are very carefully drawn out, so that nearly all our men finish their day's work within twelve hours; that is to say, from the time of reporting in the morning till the time that a man is relieved at night should not exceed twelve hours. In a few instances the spread-over reaches fourteen, or in one or two cases fifteen, hours; but these

come in the cycle of duties very rarely, and cannot very well be avoided. We endeavour to give a man four and a half hours on duty for each shift, so that every man is relieved about the middle of his nine hours' work. Of course, the workshop staff and all artisans employed in the department work whatever hours are fixed for the time being by the different trades. The Corporation always pay what is recognised as the trades-union rate of wages, and where no union rate exists we pay whatever is recognised as a fair wage in the district.

#### FARE COLLECTION.

The American system of fare collection is, of course, entirely different from that in general use in this country. Our system of graded fares necessitates a much more complicated system of check than is necessary where there is one uniform fare. It is generally admitted, however, by your street railway men that your system of check is very deficient. With our system of check I believe we get the money that is collected by the conductors, whereas with your system it is generally recognised that the street railway corporations do not get all the money from the conductors that they collect from passengers. Our routes, as you know, are divided into stages of rather over half a mile each on the average. For each one of these stages a passenger pays one cent. If he desires to travel further, he can travel over any four consecutive halfpenny stages for two cents, any six stages for three cents, any eight stages for four cents, etc. Whenever a passenger pays his fare, the conductor punches a ticket in the section over which the passenger is entitled to travel. The passenger is bound, so long as he is on the car, to retain this ticket, and exhibit it to the conductor or inspector when asked to do so. The conductor's bell punch registers the number of passengers he has carried. The conductor is, in addition, responsible for every ticket which he receives, and the inspectors on the route board the cars frequently in

order to ascertain that every passenger is in possession of a ticket, and is traveling on the section for which he has paid. We endeavour to make the check—both on the conductor and the passenger—as complete and perfect as possible, and in Glasgow we find no difficulty in getting the people to co-operate with the department in this connection. In Glasgow we have no transfers—indeed, with our system of tickets and the division of our routes into stages transfers are really not necessary; and, in fact, it would be very difficult to carry out a transfer system. In introducing a municipal car service into Chicago, you cannot be too careful in obtaining very full powers to deal with passengers in connection with any offences against your rules and regulations. Our judges here uphold the department in enforcing our rules. Only the other day a passenger, when asked by the inspector to show his ticket, pointed to the floor of the car and said his ticket was there, and that he (the inspector) could pick it up and look at it if he pleased. The inspector refused, and asked the passenger to pay again. This he would not do. He was summoned to appear at the Police Court, and was fined \$1.25 for not paying his fare. It would be very unfortunate for a municipality working a street railway to have any looseness in the fare collection, as any slackness might lead to abuses which would result in very heavy losses. It is worth a very great deal of trouble to be able to keep the staff honest. Your people in Chicago might consider that any system such as I have described might be a step backwards. We, however, knowing what the results might be, would not think for a moment of relaxing our check in the slightest degree.

#### POWER STATION.

There are only a very few municipalities having a separate power station for the street railways; the usual plan is to have a combined lighting and traction station, the station being under the

charge of the City Electrical Engineer, the Street Railway Department simply requiring to pay a price per unit for the power used. In Glasgow, however, and in several of the other larger cities, the Street Railway Department has its own power station. For our system, which is designed for about 250 miles of single track and 900 cars, we have a power station with a total capacity of about 11,000 kilowatts, with a staff of 100 men. We have high-tension current at 6,500 volts converted at five sub-stations to 500 volts direct current. The power station is under the charge of a Superintendent, who is responsible to the Chief Engineer. You will find our power costs fully detailed in the annual report for 1905, copy of which has already been sent you.

#### TRACK.

It will be necessary for you to organise what we call a permanent way staff for the maintenance of your track. Under a municipal street car system the track is very often under the City Engineer, and the annual cost of the maintenance is charged to the Street Railway Department. In the larger cities, however, it is usual for the permanent way staff to be under the charge of the Street Railway Department. In Glasgow, in addition to maintaining the track, we frequently lay extensions of the track by our own staff. As a rule, however, we do all extension work by contract. In order to keep the track in perfect order a very large staff is required. We have at present rather over 150 miles of single track, and we have altogether in our Permanent Way Department about 650 men. These men are divided into squads of various sizes, each squad being responsible for the maintenance of the lines in a certain district. Each squad is under the charge of a separate foreman, the whole being under a civil engineer, who is responsible to the Chief Engineer.

#### OVERHEAD EQUIPMENT.

Another department of the service is

the staff charged with the erection and maintenance of the overhead equipment. This staff is divided into three sections:

1. The staff charged with the construction of the overhead equipment for new lines. We do all this work by our own staff.

2. The maintenance staff, which is continually on the road inspecting the wires; and

3. The emergency staff, which is at call should any part of the overhead equipment give way.

Each of these squads is under a foreman, who is responsible to the Chief Engineer.

#### MAINS AND CABLES.

The upkeep of the mains and cables, as well as the electrical equipment at the power station and sub-stations, is under the control of the Electrical Engineer. The mains and cables staff not only look after any faults in the cables, but they lay all new work, as we prefer to do this work by our own staff.

#### CAR BARNS.

We find that the most suitable size for a car barn is to have accommodation for from 150 to 200 cars. In designing your car barns, you should make near the entrance gate a commodious office for the accommodation of the motormen and conductors and the traffic staff generally. In a car barn holding, say, 200 cars, it is necessary to have an office measuring about 720 square feet. There should also be a store for the material used by the repair staff, a fitters' workshop, and a room for the cleaners, where the men can store their cleaning material, brushes, etc. Ample kitchen, lavatory accommodation, and baths should also be provided. We have also in our car barn a large recreation room, fitted up with gymnastic appliances, tables, chairs, draughts, chess, bagatelle, etc. At all our car barns there are car pits almost over the whole barn for convenience in inspecting and repairing trucks and motors. Our most re-

cently constructed barn has accommodation for 180 cars, and covers 14,747 square yards. The cost of the land was 25,000 dollars, and the cost of the building was 127,000 dollars. The staff at the barn is made up as under:

#### *Traffic Staff.*

Motormen and conductors.....	335
Depot clerks.....	3
Pit cleaners.....	3

Total .....341

#### *Repair Staff.*

Foreman Fitter.....	1
Fitters .....	4
Truckmen .....	4
Controller men.....	3
Handyman .....	1

Total ..... 13

#### *Cleaning and Oiling.*

Car cleaners.....	48
Greasers .....	3
Sandman .....	1

Total ..... 52

#### WORKSHOPS.

It is advisable to have one general workshop for the maintenance of the rolling stock and all plant connected with the street car service. We in Glasgow have a workshop covering an area of over 25,000 square yards. We started at first on a much smaller scale, but, as we had secured the ground, we were enabled from time to time to extend our premises, which now cover all the ground originally purchased. In this workshop we not only do repair work, but we have built all the 700 cars belonging to the department. In addition to the general store, which is adjacent to the workshop, we have a sawmill, car building shop, repair shop, paint shop, blacksmiths' shop, and fitters' shop. All these departments are equipped with the most modern machine tools. Each department is under the charge of a foreman, the whole workshop being under a General Works Man-



ager, who is responsible to the Chief Engineer for the conduct of his department. The staff employed at present numbers over 500.

#### GENERAL STORES.

You will find it of very great service to equip a large general store where all material and supplies should be delivered for distribution throughout your system. The general store should, if possible, be adjacent to your workshops, and should be under the charge of a competent storeman. I have already given you a copy of our Standard List of Stores. Since we issued this list we have found that the dealing with stores has been very much simplified. Each foreman who is requisitioning for stores has a copy of this list, and he has simply to quote the Standard List number and there is no dubiety as to the material he wishes. These particulars are all fixed to the different partitions, both in the general store and also in the subsidiary stores at each of the car barns. I have already supplied you with a copy of each of the forms which we use in connection with the requisitioning and despatching of material from the general store.

#### BYE-LAWS.

In the book of rules and regulations for the staff which I left with you, you will find what we call our bye-laws, giving the different offenses which are punishable by fine or imprisonment. By the Acts authorising the municipality to operate the street railways we are empowered to make these bye-laws. The bye-laws must first of all be confirmed by the Sheriff before they can be carried into effect. It is of very great importance that the street railway department of a municipality or a private corporation operating a street car service should have the assistance of the police and the courts in enforcing these bye-laws. It might be worth your while to take a look through our bye-laws, to compare the powers which we possess with those of the street railway companies of Chicago.

#### ACCIDENT CLAIMS.

This part of the work of a street railway department is becoming a very important one, as it costs a very large sum annually to settle accident claims. In the United States I found that the street railway companies were even worse than we are here. Our practice in Glasgow has been to insure against accident claims. The private corporation which has taken this work in hand has a room in the office of the department, and all reports and claims are immediately handed over to the insurance officials, who investigate all accidents and settle or contest all claims. Last year we paid a premium amounting to about 75,000 dollars. This covered us for claims in connection with any single accident amounting to 12,500 dollars, and an annual total of 125,000 dollars. We consider that it is much better for a municipality to give this work into the hands of a private corporation than for the claims to be settled by the Transportation Committee, and possibly discussed by the City Council. The work should only be undertaken by the Street Railway Department if the General Manager is given full powers, so that accident claims would not fail to be discussed by the Transportation Committee and the City Council.

#### ANNUAL FINANCIAL STATEMENT.

In Glasgow we have, from the very first, issued a very full annual report and financial statement. I have already handed you a set of these reports from 1894, when we began to operate the street railways, and have since my return sent you a copy of the report for the year which has just closed. The form of our income and expenditure statement and also of our capital account is almost exactly the same as that which has been adopted by the street railway corporations of America. I think, in issuing your annual statement, you could not do better than have it prepared on the American form—

which, as I have said, is practically the same as our own. It is necessary, of course, to make a slight difference in the allocation of the net revenue, but this does not in any way affect the question. You, of course, are issuing the accounts of a municipality, which are necessarily slightly different from those of a private corporation.

#### FRIENDLY SOCIETY.

I think you would find it to be very advantageous to inaugurate a friendly society among the men belonging to the Street Railway Department. In Glasgow we have had a very flourishing friendly society for a number of years, membership being quite optional. Out of a total staff of 4,400, we have 3,370 members. The non-members are chiefly artisans who have their own trades societies and the lower class of labourers. Practically all the traffic staff are members. We consider that this society has been a great assistance to the department and to the staff in many ways. It induces the men to remain with the department and take an interest in their work. I have already given you copies of our friendly society reports and also of our rules and regulations, and, I think, a set of forms. Nearly all the municipal tramways in this country are now forming friendly societies, and I think it would be well for you to go fully into this question. You will see from the rules that in Glasgow each member pays 12 cents per week to the funds of the society, and the department adds 6 cents. When a member is off through sickness, on a doctor's certificate, he receives 15s., or about 3.60 dollars per week for the first six months; 10s., or about 2.40 dollars, for the second six months; and 5s., or about 1.20 dollars, for the second year. He also receives medical attendance and medicines free of charge. Admission lines to infirmaries and convalescent homes are also available for members and their families.

#### SUPERANNUATION.

It would be advisable also to institute

a superannuation fund, which can be accumulated, so that it will be possible to grant a small weekly allowance to members of the staff, who, after long service, may have become unfit for work. We have instituted such a fund in Glasgow, and we are accumulating it as speedily as possible. To this fund two cents per week per member are contributed by the members of the society. These two cents are taken from the twelve cents contributed to the friendly society, and the department adds another two cents. This fund does not come into operation until 1911. A municipality cannot throw off its old and infirm servants as a private corporation can do, and, therefore, it is well to make provision for them.

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Resolution adopted by the Local Transportation Committee and the City Council of Chicago, dated 28th November and 4th December, 1905:

*Resolved*, That Mr. James Dalrymple be requested to furnish his views on the local transportation question of the City of Chicago.

The above resolution was adopted at the meeting of the Local Transportation Committee held in the committee rooms of the City Hall, Tuesday, November twenty-eighth, nineteen hundred and five, at ten o'clock.

Approved.

(Signed)

LENN H. YOUNG,  
*Acting Chairman.*

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State of Illinois, }  
County of Cook. } ss.

I, A. C. Anson, City Clerk of the City of Chicago, do hereby certify that the above and foregoing is a true and correct copy of the resolution adopted by the City Council of the City of Chicago on the 4th day of December, A. D. 1905, original of which resolution is filed in this office, and that I am the lawful custodian of the same.

Witness my hand and the corporate

seal of the City of Chicago, this 5th day of December, A. D. 1905.

(Signed) A. C. ANSON,  
City Clerk.

Letter from Town-Clerk of Glasgow to Mayor Dunne, of date 18th January, 1906:

CITY CHAMBERS, }  
GLASGOW, 18th January, 1906. }

Mayor Edward F. Dunne, Mayor's Office,  
Chicago:

SIR—I am instructed by the Tramways Committee of the Corporation to refer to the recent communications addressed to you by the General Manager of the Corporation Tramways, and to intimate that the City Council of the City of Chicago have requested the Corporation to furnish them with the views of Mr. James Dalrymple, the General Manager of the Tramways, on the local transportation question of the City of Chicago.

When the Corporation, on receipt of the cablegram from you on April last, granted permission to Mr. Dalrymple to visit Chicago and report upon the tramways, they clearly understood that the request came from you, not as an individual, but as the Mayor of the city, and this opinion is confirmed by the terms of the following cablegram sent to you in reply:

"Mayor, Chicago, U. S. A. Corporation of Glasgow unanimously and cordially agree to request of your municipality. Tramways Manager unable to leave before 10th May. Letter follows. Lord Provost."

The Tramways Committee, however, are now led to understand that you claim that the request was made by you as a private individual, and I am instructed to say that, if this had been made clear to the Corporation, there is little likelihood that the application would have been granted.

The Corporation fully expected that

any report made by their General Manager would have been accessible, not only to the Council of Chicago, but to the members of this Corporation. The General Manager, however, has refrained from submitting to my committee his report until you had ample opportunity of first submitting it to the Council of Chicago.

The Corporation have at all times been willing to assist other municipalities in allowing their officials to advise and confer with these municipalities, and the committee do not see how they can longer delay complying with the application addressed to them by the Council of Chicago.

I have, therefore, been instructed to say that, unless you are prepared to submit Mr. Dalrymple's report to the Council of Chicago, or to show good reasons why it should not be submitted to them, or to the members of my Corporation here, the committee will feel they have no alternative but to ask Mr. Dalrymple to make a report to the Chicago Council as desired, and also to furnish a copy thereof to the members of this Corporation. I shall be pleased to hear from you by return of post, or, preferably, by cable.

I am, sir,

Your obedient servant,

A. W. MYLES,

Town-Clerk.

Letter from Mayor Dunne to Town-Clerk of Glasgow, of date 30th January, 1906:

MAYOR'S OFFICE, }  
CHICAGO, January 30, 1906. }

A. W. Myles, Esq., Town Clerk, City  
Chambers, Glasgow, Scotland:

SIR:—Your favour of the 18th inst. to hand. I regret exceedingly that the Corporation of Glasgow misunderstood the terms of my cablegram to the Lord Provost of 5th April, 1905, which read as follows:

*"Lord Provost, Glasgow:*

"Chicago, first great city America, following lead Glasgow, declares for municipalisation street cars by twenty-five thousand majority. Will you give manager of your municipal tramways vacation thirty days to visit Chicago to confer with me? \* All expenses first class travel, hotel bills, etc., will be paid by me. Answer my expense.

"EDWARD F. DUNNE,  
*"Mayor-Elect of Chicago."*

At the time I sent this cablegram I was not Mayor of Chicago, did not know the name of your tramway manager, had no authority to invite on behalf of the municipality or incur any expense for the Corporation. I, therefore, plainly indicated that I would be personally liable for all the General Manager's expenses, and that he would be my personal guest. This seemed to be clearly understood by Mr. Dalrymple. Before he left Glasgow I forwarded to him exchange, the proceeds of \$300, paid for out of my own private funds, and before he left Chicago I asked him what would be the balance of his total expenses in America, including his transportation back to Glasgow. He fixed a figure, whereupon I urged him to make sure that all his expenses would be included in that figure, and I finally gave him my personal cheque for \$400, which was slightly in excess of his estimated figure.

No official action of the municipality was ever taken in relation to Mr. Dalrymple's visit until after his return to Scotland, when the City Council passed the following resolution:

*"Resolved, That Mr. James Dalrymple be requested to furnish to the City Council his views on the local transportation question of Chicago."*

The above statement of facts, I think, will be agreed to by Mr. Dalrymple, who certainly knew that I was paying his expenses out of my own private resources. Indeed, since his return, as he has been quoted in the American press, he has

stated that the letter to me was my private property, and that he, for that reason, would not give a copy of the same to the public.

In a letter to Mr. W. H. Brown, Secretary of the Civic Federation of Chicago, dated 17th August, 1905, a copy of which Mr. Dalrymple was kind enough to forward to me, Mr. Dalrymple states:

"I have given a copy (of my letter to Judge Dunne) to no one, as I feel that the matter is entirely in the hands of the Mayor."

I have, because of the foregoing facts, considered that this letter of Mr. Dalrymple to me was my private property, and Mr. Dalrymple has treated the matter in an entirely gentlemanly and honorable way, which I highly appreciate.

I know that he has had no objection to the publication of the letter, but, as the letter was my private property, I exercised the discretion which belongs to me of refusing to make the same public—my reasons for so doing being that Mr. Dalrymple discussed therein certain subjects or phases of subjects about which I had not sought from him any suggestion. Mr. Dalrymple in his letter states: "I may be traveling beyond my brief in making this suggestion."

While I have regarded, and still regard, Mr. Dalrymple's letter to me of June 29th, 1905, being the letter about which so much controversy has arisen, as my personal property, I have not the slightest objection to Mr. Dalrymple's giving to the City Council his views upon the local transportation question of Chicago in accordance with the resolution adopted by that body.

In giving these views, however, I would respectfully suggest that Mr. Dalrymple take into consideration all of the facts and circumstances surrounding the present traction situation in Chicago as developed down to date, many of which facts and circumstances were unknown either to Mr. Dalrymple or myself on the occasion of his visit to this city last June.

Among these facts and circumstances he should particularly take into consideration the fact that we have at the present time, in the City of Chicago, 130 miles of trackage, upon which all franchises have incontestably expired, and that this trackage lies in the most densely populated portion of the city, with avenues of access into the very heart of the city, and that, on or about January 1st, 1908, 274 miles of trackage upon which franchises will have incontestably expired, will be at the disposal of the municipality for the running thereon of a municipal street car system. This 274 miles of trackage being in the most densely populated portion of the city, it will afford transportation to 1,100,000 of the 2,000,000 people of this city.

I shall be most happy to place at the disposal of Mr. Dalrymple all of the information upon the present traction situation which has been presented to the City Council of the City of Chicago, so that he may consider the same for the purpose of enabling him to give his views and opinions to the City Council of this city.

Very truly yours,

E. F. DUNNE.

Letter from James Dalrymple to Tramways Committee of the Corporation of Glasgow, of date 19th February, 1906:

CORPORATION TRAMWAYS,  
46 Bath Street,  
GLASGOW, 19th February, 1906.

To the Tramways Committee of the Corporation of Glasgow:

GENTLEMEN—The Town-Clerk has sent me copy of his letter of 18th of January last to Mayor Dunne, Chicago, and also copy of the Mayor's reply of 30th January.

I beg to state that, on arriving at Liverpool on my return from Chicago on 29th June last, I posted to the Mayor of that city a communication giving my views on the traction question. This communication was acknowledged by

cable and subsequently by letter from the Mayor, dated 15th July last, in which the Mayor asked me to write him at length advising on the subject of the administration of the car lines by the municipality. On 29th August I sent to the Mayor a very full statement in regard to the organisation and operation of a Municipal Street Railway Department.

Since my return from Chicago I have, as far as possible, kept myself informed regarding the proposals of the Mayor for the immediate installation of a Municipal Street Railway Service. The Mayor has himself furnished me with a copy of his proposals, and with prints of the proceedings of the City Council in connection therewith. I have also had before me the proposals of the Street Railway Companies as presented to the Transportation Committee.

I have considered these various proposals very carefully, and am more convinced than ever that the suggestions which I made in my communication to Mayor Dunne, of date 29th June, are on the right lines. No information that has since been put before me has in any way induced me to alter my opinion.

I have suggested to the Mayor what I consider to be the best plan for giving to the citizens of Chicago an up-to-date street car service, with a view to ultimate municipal ownership and operation.

I do not think, therefore, that it would serve any good purpose at the present moment to prepare an additional report.

Yours truly,

JAMES DALRYMPLE,

*General Manager.*

Excerpt from minute of meeting of Tramways Committee of the Corporation of Glasgow, of date 21st of February, 1906, approved by the Town Council on 1st March, 1906:

With reference to minute of 3d ultimo, the Town Clerk reported a correspondence with the Mayor of Chicago on the

subject of the request of the City of Chicago to be furnished with the views of the General Manager of the Tramways Department on the local transportation of that city. In view of the fact that when the Corporation agreed to allow Mr. Dalrymple to go to Chicago, they cabled to the Mayor of that city that the Corporation of Glasgow had agreed "to request of your municipality," the committee did not see any good reason why Mr. Dalrymple should refrain from giving to the City of Chicago a copy of the report which he has already furnished to Mayor Dunne.

(The above minute was approved by the Town Council at their meeting on 1st March, 1906.)

Which were placed on file.

The Comptroller transmitted to the Council duplicate pay rolls for the month of January, 1906, which were

Placed on file.

The City Attorney submitted his report for the year ending December 31, 1905, which was

Placed on file.

The Board of Local Improvements submitted a copy of the assessment roll filed in the County Court, February 20, 1906, which was

Placed on file.

#### ALSO,

A report and ordinance establishing the grade of sundry streets.

By unanimous consent, the ordinance was put upon its passage and passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan,

Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

#### FIRST WARD.

Ald. Coughlin presented the petition of Blumenthal & Sherlock for reduction of water bill, which was

Referred to the Committee on Finance.

Ald. Coughlin presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to H. J. Berghoff to erect two electric lamp posts, 5 feet in height in front of the premises known as 119 South Clark street. Said electric posts shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time in his discretion.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Peoples Gas Light and Coke Company to erect a sign, fourteen feet by three feet, in front of premises at the northwest corner of Michigan avenue and Adams street. The said sign shall be erected and maintained in accordance with all the rules and regulations of the Department of Public Works. The privilege is hereby granted and shall be subject to termination by the Mayor at any time in his discretion.

Which were on motion duly passed.

Ald. Coughlin presented an ordinance granting the Independent Brewing Association permission to construct and maintain two stairway openings at 130 and 132 Madison street, and moved its passage.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

**Nays**—Conlon, Brennan—2.

Following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to the Independent Brewing Association, its successors and assigns, to construct and maintain two stairway openings, each three (3) feet six (6) inches in width and eleven (11) feet in length in the sidewalk space in front of Nos. 130 and 132 East Madison street, which shall be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and filed in his office, the said stairways shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works; and that permission and authority be and the same are hereby granted to the Independent Brewing Association, its successors and assigns to construct and maintain an opening, four (4) feet by four (4) feet,

in the sidewalk space in front of No. 138 East Madison street, with iron cover for same, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto, in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, its successors and assigns shall restore said portion of the sidewalk at the place where said stairways and opening at No. 138 East Madison street, are located, to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said stairways had been located shall be put in the same condition, safe for public travel, as the other part of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save, and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordi-

nance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, its successors and assigns shall at all times keep the sidewalk in which such stairways and opening at No. 138 East Madison street are located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, its successors and assigns, shall comply with all general ordinances of the City of Chicago, now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such ordinance to be paid to the City of Chicago for such use, the grantee herein, its successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

Ald. Coughlin presented the claim of Rosa McClausland for personal injuries, which was

Referred to the Committee on Finance.

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## SECOND WARD.

Ald. Dixon and Harding presented an order for paving with vitrified brick the alley between Calumet avenue and South Park avenue, from 22d street to 25th street, which was

Referred to the Board of Local Improvements.

Ald. Harding presented orders for paving Dearborn street, from 22d street to 26th street, and for paving with brick all alleys between 26th street and 28th street, between Michigan avenue and Indiana Avenue, which were

Referred to the Board of Local Improvements.

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## THIRD WARD.

Ald. Foreman presented documents in re. the turning over of "Holstein Park" to the control of the Board of West Chicago Park Commissioners, which were

Referred to the Committee on Finance.

Ald. Foreman presented an ordinance granting the executors of the estate of Elijah Peacock, permission and authority to maintain and operate an elevated switch track, which was

Referred to the Committee on Streets and Alleys, South Division.

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## FIFTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of 38th place, from South Kedzie avenue to 238.48 feet east of South Washtenaw avenue.

By unanimous consent, on motion of Ald. Martin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Stewart, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch,



Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### SIXTH WARD.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of Berkeley avenue, from 43d street to 45th street, in the City of Chicago, County of Cook and State of Illinois:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for the improvement of Berkeley avenue, from 43d street to 45th street," passed January 30th, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket 29780 of the County Court of said County, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### SEVENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and

estimate for a cement sidewalk on both sides of Yates avenue, from 68th street to 71st street.

By unanimous consent, on motion of Ald. Snow, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### EIGHTH WARD.

Ald. Moynihan presented the following orders:

*Ordered*, That the City Electrician be and he is hereby directed to erect a patrol box at 108th street and Avenue J.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to lay a water main in 89th street, between Escanaba and Muskegon avenues, provided same will pay the necessary ten per cent.

Which were on motion duly passed.

Ald. Moynihan presented the claim of C. Perkson for rebate of water tax, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a system of sewers as follows: In Anthony avenue, from Jackson Park avenue to East End avenue, etc.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and

the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### NINTH WARD.

Ald. Fick presented the claim of Rafala Alanzo for injuries, which was

Referred to the Committee on Finance.

### TENTH WARD.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a fourteen-foot plank sidewalk on both sides of Fisk street, from West 16th street to Lumber street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a fourteen-foot plank sidewalk on both sides of Fisk street, from West 16th street to Lumber street," passed January 22, 1906, be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin,

Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### ELEVENTH WARD.

Ald. Hoffman presented an ordinance amending Sections 780 and 781 of the Revised Municipal Code of 1905, in re. the selling of certain liquors in drug stores, which was

Referred to the Committee on License.

Ald. Hoffman presented a petition for the repeal of the ordinance providing for a license fee for fish peddlers, which was

Referred to the Committee on License.

Ald. Cullerton presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby instructed to issue a permit to the Chicago, Burlington & Quincy Railroad Company to construct a brick, stone or granite sidewalk in front of its proposed new freight house at the southeast corner of Blue Island avenue and Paulina street, in accordance with the plat attached. Provided, said work shall be done in accordance with the rules and direction of the Commissioner of Public Works.

*Ordered*, That the Corporation Counsel is hereby requested to report, at his earliest convenience, the legal status of the validity of the ordinance governing the construction and maintenance of what is commonly known as the Union Loop ordinance.

Which were, on motion, duly passed.

Ald. Cullerton presented the following resolutions:

WHEREAS, Contracts are let or about to be let for the paving with asphalt of many streets upon which are street car tracks, in the Eleventh Ward; and,

WHEREAS, The rail used for such tracks are of the old style and not grooved, and unless grooved rails are laid in such streets prior to laying said pavement a great outrage will be perpetrated upon the owners of property assessed to pay for such improvement, it being well known that the roadbed of any street where old style rails are in use and asphalt pavement laid will not, without extensive repairs, last three months; and,

WHEREAS, Those in control of the Chicago Union Traction Co. declare that unless some agreement can be entered into with the city whereby, in case such improved rails are substituted, said company shall be reimbursed for the cost thereof, in the event that the city should take over the properties, they will not make the change; therefore, be it

*Resolved*, That the Mayor, Comptroller, Commissioner of Public Works and Corporation Counsel be requested to forthwith confer with the proper authorities controlling Chicago Union Traction Company to the end that grooved rails be laid in 21st, 14th and 18th streets prior to such paving, and that any contracts now let be suspended and that no further contracts be let for such paving until such arrangement for grooved rails be effected, and that the Local Board of Improvements act in accordance with the results attained by such contract.

WHEREAS, An ordinance was passed by this Council, July the 7th, 1902, relating to the elevation of the tracks of the Chicago, Burlington & Quincy, Chicago & Northwestern and the Chicago Terminal Transfer Railroad Companies, along Rebecca and 15th streets and be-

tween Canal street and Western avenue, said ordinance containing a clause that all such tracks be elevated on or before December 31st, 1908; and,

WHEREAS, But a small portion of the required work has thus far been done and that by one company only; and,

WHEREAS, The crossings sought to be protected in the ordinance above referred to are the most dangerous in the city; therefore, be it

*Resolved*, That the Corporation Counsel be and is hereby instructed to enforce the provisions of the mandatory ordinance as passed February 23d, 1903, and published on page 761 of the Revised Code of 1905 against the officials of the various railroad companies above mentioned, to the end that the tracks may be elevated in the near future.

WHEREAS, The Postal Telegraph Cable Co., and the Western Union Telegraph Co., have for a long period of time, erected and maintained in certain streets and alleys of the City of Chicago poles for the carrying of their wires without license from the city or payment of compensation; and,

WHEREAS, The Corporation Counsel has heretofore given an opinion to the effect that the city is empowered to issue a license for each pole and fix a charge therefor of from one dollar to five dollars per pole, based upon decisions of leading courts of the country; therefore,

*Resolved*, That the Corporation Counsel be and he is hereby directed to prepare and submit to the Council at its next meeting an ordinance providing for the issuing of such licenses to said companies and fixing the fee therefor at two (\$2.00) dollars for each and every pole maintained by said companies, respectively.

Which were, on motion, duly adopted.

Ald. Cullerton introduced an ordinance amending Section 1340 of the Revised Code of 1905 in the issuance of tem-

porary permits to sell intoxicating liquors in theatres, halls, etc., which was

Referred to the Committee on License.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt South Paulina street, from the street railway right of way on West 12th street to West 15th street.

By unanimous consent, on motion of Ald. Hoffman, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt West 17th street, from South Ashland avenue to South Robey street.

By unanimous consent, on motion of Ald. Cullerton, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne,

Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

## TWELFTH WARD.

Ald. Zimmer introduced an ordinance for vacating that part of a public alley located in Block five (5) of McMahan's Subdivision, and moved the passage of the ordinance.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that part of the alley in Block five (5), in McMahan's Subdivision of the west half of the west half of the southeast quarter of Section twenty-four (24), Township thirty-nine (39) North, Range thirteen (13) East of the Third Principal Meridian, that abuts upon Lots forty-three (43), forty-two (42) and the north eight feet of Lot forty-one (41), and is shown in pink and marked "To be vacated" upon the plat attached hereto, which is hereby made a part hereof, be

and the same is hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless within sixty (60) days from the date of its passage Vaclav Lala shall file in the office of the Recorder of Deeds of Cook County, Illinois, a plat, properly certified and acknowledged, showing the said vacation and dedicating as a public alley the south sixteen (16) feet of said Lot 41, shown upon the plat hereto attached in yellow and marked "To be dedicated," and provided, further, that the said Vaclav Lala shall, within sixty (60) days from the passage of this ordinance, pay to the City Comptroller of the City of Chicago the sum of two hundred and three and sixty-eight one-hundredths dollars; and provided, also, that this ordinance shall not take effect until the new alley dedicated as aforesaid shall have been opened to the public for use and improved under the supervision and to the satisfaction of the Commissioner of Public Works; and, provided, further, that said vacated alley or the land abutting thereon shall not be used for coal yard purposes by the said Vaclav Lala or his grantees.

**SECTION 2.** This ordinance shall be in force from and after its passage, subject, however, to the conditions and provisions contained in Section 1 hereof.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt West 18th place, from South Robey street to South Western avenue.

By unanimous consent, on motion of Ald. Uhler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Pow-

ers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bibl, Hunt, Ruxton, Kohout, Hunter, Race—61.

**Nays**—Conlon, Brennan—2.

### THIRTEENTH WARD.

Ald. Considine presented the following order:

*Ordered*, That the claim of Nicholas P. Quirk, placed on file October 30th, 1905, be taken from file and re-referred to the Finance Committee.

Which was on motion duly passed.

Ald. Riley introduced the following order:

*Ordered*, That the City Electrician be and he is hereby directed to install electric lights at all crossings of the Chicago Terminal Transfer Railroad, from Washtenaw avenue to 40th avenue.

Which was on motion duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of West End avenue, from South 40th avenue to 729.8 feet east of South 40th avenue.

By unanimous consent, on motion of Ald. Considine, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Brad-

ley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### SIXTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Bradley street, from Holt street to Noble street.

By unanimous consent, on motion of Ald. Nowicki, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

#### ALSO,

A recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Cleaver street, from Milwaukee avenue to Blanche street.

By unanimous consent, on motion of Ald. Nowicki, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss,

Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

#### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of Blucher street, from North Wood street to Lull place.

By unanimous consent, on motion of Ald. Nowicki, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### SEVENTEENTH WARD.

Ald. Dever presented the petition of Rudolph Loula for rebate of water tax, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of Temple street, from West Chicago avenue to West Huron street.

By unanimous consent, on motion of Ald. Dever, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffmann, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of Wade street, from Crittenden street to Currier street.

By unanimous consent, on motion of Ald. Dever, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffmann, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of North Union street, from West Erie street to West Kinzie street.

By unanimous consent, on motion of

Ald. Sitts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of Chase street, from West Chicago avenue to Cornell street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "an ordinance for the improvement of Chase street, from West Chicago avenue to Cornell street," passed March 20, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance Docket 29935 of the County Court of said county, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Pow-

ers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### EIGHTEENTH WARD.

Ald. Conlon presented the following ordinance and moved its passage:

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Conidine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

Following is the ordinance as passed:

*Be it Ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Wheeling Corrugating Company, their successors and assigns, to construct and maintain a coal hole 24 inches by 38 inches, with iron cover for the same, in the sidewalk space in front of 25 North Clinton street, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said coal hole shall be constructed in a safe and workmanlike manner under the supervision and to the

satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, its successors and assigns, shall restore said portion of the sidewalk at the place where said coal hole is located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said coal hole had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of



and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of Wade street, from Crittenden street to Currier street.

By unanimous consent, on motion of Ald. Dever, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of North Union street, from West Erie street to West Kinzie street.

By unanimous consent, on motion of

Ald. Sitts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of Chase street, from West Chicago avenue to Cornell street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "an ordinance for the improvement of Chase street, from West Chicago avenue to Cornell street," passed March 20, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance Docket 29935 of the County Court of said county, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Pow.

ers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### EIGHTEENTH WARD.

Ald. Conlon presented the following ordinance and moved its passage:

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

Following is the ordinance as passed:

*Be it Ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Wheeling Corrugating Company, their successors and assigns, to construct and maintain a coal hole 24 inches by 38 inches, with iron cover for the same, in the sidewalk space in front of 25 North Clinton street, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said coal hole shall be constructed in a safe and workmanlike manner under the supervision and to the

satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, its successors and assigns, shall restore said portion of the sidewalk at the place where said coal hole is located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said coal hole had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of

this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

**SECTION 4.** During the life of this ordinance said grantee, its successors and assigns, shall at all times keep the sidewalk in which such coal hole is located in a condition satisfactory to the Commissioner of Public Works.

**SECTION 5.** The permission and authority herein granted are upon the express condition that said grantee, its successors and assigns, shall comply with all general ordinances of the City of Chicago now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such ordinance to be paid to the City of Chicago for such use, the grantee herein, its successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

**SECTION 6.** This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of Union Park court from Arbour place to West Lake street.

By unanimous consent, on motion of Ald. Conlon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lapps, Sie-

wert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

## NINETEENTH WARD.

Ald. Powers presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Brass Moulders' Union, No. 2, to string a banner for a period of thirty days at the corner of State and Taylor streets.

Which was, on motion, duly passed.

## TWENTIETH WARD.

Ald. Stewart presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Frank Renaldi to erect a barber pole in front of premises known as 930 West Madison street.

Which was, on motion, duly passed.

Ald. Stewart presented an order directing the Comptroller to issue a voucher to G. Bethke for damages to premises, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On both sides of West Congress street, from South Centre avenue to Ashland boulevard, etc.

By unanimous consent, on motion of Ald. Finn, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully,

Hoffman, Cullerton, Uhler, Zimmer, Con-  
sidine, Riley, Maypole, Harkin, Beilfuss,  
Smith, Nowicki, Dever, Sitts, Ryan, Pow-  
ers, Finn, Stewart, McCormick (21st  
ward), Reese, Dougherty, Sullivan,  
Schmidt (23d ward), Werno, Hahne,  
Williston, Dunn, Reinberg, Lipps, Sie-  
wert, Raymer, Larson, Wendling, Brad-  
ley, Burns, Roberts, O'Connell, Badenoch,  
Bihl, Hunt, Ruxton, Kohout, Hunter,  
Race—61.

Nays—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and esti-  
mate for a cement sidewalk on a system  
of streets as follows, to-wit: On the  
south side of West Harrison street, from  
South Hermitage avenue to 81.5 feet east  
of South Hermitage avenue.

By unanimous consent, on motion of  
Ald. Stewart, the ordinance was passed  
and the estimate therewith approved by  
yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Hard-  
ing, Pringle, Foreman, Dailey, Martin,  
Potter, Young, Snow, Bennett, Jones,  
Moynihan, Fick, Harris, Hurt, Scully,  
Hoffman, Cullerton, Uhler, Zimmer, Con-  
sidine, Riley, Maypole, Harkin, Beilfuss,  
Smith, Nowicki, Dever, Sitts, Ryan, Pow-  
ers, Finn, Stewart, McCormick (21st  
ward), Reese, Dougherty, Sullivan,  
Schmidt (23d ward), Werno, Hahne,  
Williston, Dunn, Reinberg, Lipps, Sie-  
wert, Raymer, Larson, Wendling, Brad-  
ley, Burns, Roberts, O'Connell, Badenoch,  
Bihl, Hunt, Ruxton, Kohout, Hunter,  
Race—61.

Nays—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and esti-  
mate for a cement sidewalk on the east  
side of South Hermitage avenue, from  
63 feet south of West Harrison street to  
125 feet south of West Harrison street.

By unanimous consent, on motion of  
Ald. Finn, the ordinance was passed and  
the estimate therewith approved by yeas  
and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Hard-  
ing, Pringle, Foreman, Dailey, Martin,  
Potter, Young, Snow, Bennett, Jones,  
Moynihan, Fick, Harris, Hurt, Scully,  
Hoffman, Cullerton, Uhler, Zimmer, Con-  
sidine, Riley, Maypole, Harkin, Beilfuss,  
Smith, Nowicki, Dever, Sitts, Ryan, Pow-  
ers, Finn, Stewart, McCormick (21st  
ward), Reese, Dougherty, Sullivan,  
Schmidt (23d ward), Werno, Hahne,  
Williston, Dunn, Reinberg, Lipps, Sie-  
wert, Raymer, Larson, Wendling, Brad-  
ley, Burns, Roberts, O'Connell, Badenoch,  
Bihl, Hunt, Ruxton, Kohout, Hunter,  
Race—61.

Nays—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot ce-  
ment sidewalk on both sides of Boone  
street, from DeKalb street to South  
Leavitt street, in the City of Chicago,  
County of Cook and State of Illinois.

*Be it ordained by the City Council of the  
City of Chicago:*

SECTION 1. That the ordinance enti-  
tled "An ordinance for a six-foot cement  
sidewalk on both sides of Boone street,  
from DeKalb street to South Leavitt  
street." passed June 11, 1900, be and the  
same is hereby repealed, and that the as-  
sessment made under the provisions of  
said ordinance, confirmed May 23, 1901,  
Warrant 30830, be and the same is here-  
by annulled.

SECTION 2. This ordinance shall be in  
force from and after its passage.

Which was, on motion, duly passed by  
yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Hard-  
ing, Pringle, Foreman, Dailey, Martin,  
Potter, Young, Snow, Bennett, Jones,  
Moynihan, Fick, Harris, Hurt, Scully,  
Hoffman, Cullerton, Uhler, Zimmer, Con-  
sidine, Riley, Maypole, Harkin, Beilfuss,  
Smith, Nowicki, Dever, Sitts, Ryan, Pow-  
ers, Finn, Stewart, McCormick (21st  
ward), Reese, Dougherty, Sullivan,

Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

## TWENTY-FIRST WARD.

Ald. McCormick presented the following ordinance and moved its passage:

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

Following is the ordinance as passed:

### AN ORDINANCE

Amending Section 2377a of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 2377a of Article VI of Chapter LXIX of the Revised Municipal Code of Chicago of 1905, as amended by an ordinance passed by the City Council of Chicago on February 26, 1906, and appearing on pages 2753 to 2760, inclusive, of Council Proceedings of that date, be and the same is hereby amended so as to read as follows:

"2377a. (Garages to be Licensed—Frontage Consents.) No person or corporation shall keep, conduct or operate

a garage in this city without first obtaining a license so to do in the manner hereinafter provided; and it shall not be lawful for any person or corporation to locate, build, construct or maintain on any lot fronting on any street in the city, in any block in which two-thirds of the buildings on both sides of the street are used exclusively for residence purposes, any building for a garage, without the written consent of a majority of the property owners according to frontage, on both sides of such street.

"Such written consent shall be obtained and filed with the Commissioner of Buildings before a permit is issued for the construction of any such building. Provided, that in determining whether two-thirds of the buildings on both sides of such street are used exclusively for residence purposes any building fronting upon another street and located upon a corner lot shall not be considered. And provided further, that the word "block" as used in this section shall not be held to mean a square, but shall be held to embrace only that part of the street in question which lies between the two nearest intersecting streets, one on either side of the lot on which said garage is to be located, built, constructed or maintained."

SECTION 2. This ordinance shall take effect and be in force from and after its passage and due publication.

Ald. McCormick presented an order for a permit to the North Central Improvement Association for the free use of city water from fire plugs, which was

Referred to the Committee on Streets and Alleys, North Division.

Ald. McCormick introduced a petition and ordinance for the creation of a prohibition district in the territory bordering LaSalle avenue from Division street to Chicago avenue, which was

Referred to the Committee on License.

**TWENTY-SECOND WARD.**

Ald. Sullivan presented the following order:

*Ordered,* That the Chief of Police be and he is hereby directed to instruct the license officers in the various precincts in the City of Chicago to ascertain as soon as possible whether all persons, firms or corporations doing a plumbing business in the city have a plumber's license, and if it be discovered that there are any plumbers operating without a license that immediate steps be taken to prosecute them, and that he be further ordered to make a report to the City Council on this matter within thirty days from date of passage of this order.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Otis street, from Division street to Vedder street.

By unanimous consent, on motion of Ald. Dougherty, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Consideine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

**TWENTY-THIRD WARD.**

Ald. Werno presented the following order:

*Ordered,* That the Board of Local

Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for brick pavement of "L"-shaped alley, from Lane place east and south to Center street.

Which was referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of Sedgwick street, from Garfield avenue to North avenue.

By unanimous consent, on motion of Ald. Werno, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Consideine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

**TWENTY-FOURTH WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Perry street, from Fullerton avenue to Clybourn avenue.

By unanimous consent, on motion of Ald. Hahne, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully,

Hoffman, Cullerton, Uhlir, Zimmer, Consideine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### TWENTY-FIFTH WARD.

Ald. Williston presented the petition of residents of the Twenty-fifth Ward, favoring the passage of the "St. Paul track elevation" ordinance, which was

Placed on file.

Ald. Williston presented the following order:

*Ordered*, That the Board of Local Improvements be and is hereby requested to prepare an estimate for constructing a sewer in Parkhurst avenue, from Rogers avenue to a point two hundred and fifty (250) feet north of Birchwood avenue.

Which was referred to the Board of Local Improvements.

Ald. Williston presented an ordinance granting permission to the Sheridan Ice Company to lay a switch track, which was

Referred to the Committee on Streets and Alleys, North Division.

Ald. Dunn presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Arthur J. Durand to erect a canvas sign 3x15 feet, to extend across the sidewalk in front of the North Shore Baptist church at 1960 Evanston avenue. Said sign shall be erected and maintained in accordance with all rules and regulations of the

Department of Public Works. Said permit shall be good for one week.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On both sides of North Clark street, from Belmont avenue to Diversey boulevard.

By unanimous consent, on motion of Ald. Williston, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Consideine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### TWENTY-SIXTH WARD.

Ald. Reinberg presented the following orders:

*Ordered*, That the Commissioner of Public Works be and is hereby instructed to install a six-inch water main in Waveland avenue, from Seeley avenue west one hundred and fifteen feet to connect with existing main, for circulation.

*Ordered*, That the City Electrician be and is hereby directed to issue a permit to the Swedish-American Telephone Company to string one telephone wire across East Ravenswood Park, between Berwyn avenue and Summerdale avenue. Said wire shall be erected and maintained in accordance with all rules and regulations of the Department of Electricity. This privilege shall be subject to termi-

nation by the Mayor at any time, at his discretion.

Which were, on motion, duly passed.

Ald. Reinberg presented an order for an ordinance for a sewer in Lawrence avenue, from Leavitt street to Lincoln avenue, which was

Referred to the Board of Local Improvements.

Ald. Lipps presented a supplementary petition from Emma Elizabeth Miltmore for damages, which was

Referred to the Committee on Finance.

### **TWENTY-SEVENTH WARD.**

Ald. Siewert presented the following orders:

*Ordered,* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for a water main on Humboldt street, from West Grace street to West Byron street.

*Ordered,* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for a sewer on Humboldt street, from West Grace street to West Byron street.

Which were referred to the Board of Local Improvements.

### **TWENTY-EIGHTH WARD.**

Ald. Raymer presented an ordinance authorizing the C. & N.W. Railway Company to operate a single railroad track across Fullerton avenue in blocks 8 and 11 of Fullerton's addition to Chicago, which was

Referred to the Committee on Streets and Alleys, West Division.

Ald. Raymer presented the following orders:

*Ordered,* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this

Council an ordinance for asphalt pavement on Maplewood avenue, from West North avenue to Bloomingdale road.

*Ordered,* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on Artesian avenue, from West North avenue to Cortland street.

*Ordered,* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on Humboldt street, from West North avenue to Armitage avenue.

*Ordered.* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on Francisco street, from West North avenue to Armitage avenue.

*Ordered.* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on Mozart street, from West North avenue to Armitage avenue.

*Ordered.* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on Fairfield avenue, from West North avenue to Cortland street.

*Ordered,* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on Washtenaw avenue, from West North avenue to Armitage avenue.

*Ordered,* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on North Rockwell street, from West North avenue to Armitage avenue.

*Ordered.* That the Board of Local Improvements be and they are hereby directed to prepare and submit to this



Council an ordinance for asphalt pavement on Talman avenue from West North avenue to Cortland street.

*Ordered*, That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on North Western avenue, from West North avenue to Milwaukee avenue.

*Ordered*, That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on Irving avenue, from West North avenue to Bloomingdale road.

*Ordered*, That the Board of Local Improvements be and they are hereby directed to prepare and submit to this Council an ordinance for asphalt pavement on Oakley avenue, from West North avenue to Bloomingdale road.

Which were referred to the Board of Local Improvements.

Ald. Raymer presented the following ordinance and moved its passage.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

Following is the ordinance as passed:  
*Be it Ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the name of Follans-

bee street be and the same is hereby changed to Darwin terrace.

**SECTION 2.** This ordinance shall be in force and effect on and after its passage.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Wabansia avenue, from North Robey street to a line 22 feet west of the Chicago & North-Western Railway.

By unanimous consent, on motion of Ald. Raymer, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

## TWENTY-NINTH WARD.

Ald. Wendling presented the following order:

*Ordered*, That the City Electrician be and he is hereby directed to place an electric light at the southeast corner of Fifty-second and Justine streets.

Which was, on motion, duly passed.

## THIRTIETH WARD.

Ald. Bradley presented the claim of Dr. Owen E. Cassill for remittance of fine, which was

Referred to the Committee on Finance.

Ald. Bradley presented the following ordinance and moved its passage.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

**Nays**—Conlon, Brennan—2.

Following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That Section 7 of an ordinance passed February 5, granting permission and authority to Thomas Carey, his heirs, successors and assigns, to maintain and operate the railroad switch track heretofore constructed and operated by him, extending in a southwesterly direction along 43d street at Robey street, and thence along the west side of Robey street from 43d street to 45th street, for and during the period of ten (10) years from and after the passage of the ordinance, be amended by striking out the word and figure "thirty (30)" in line 5, and by substituting therefor the word "sixty."

**SECTION 2.** This ordinance shall be in full force and effect from and after the passage and approval of the same.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and macadamizing West 44th place, from Stewart avenue to Wentworth avenue.

By unanimous consent, on motion of

Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

**Nays**—Conlon, Brennan—2.

### THIRTY-FIRST WARD.

Ald. Roberts presented an ordinance granting permission to George H. Smith to construct and maintain two openings in the sidewalk at the northeast corner of 59th and State streets, which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. O'Connell presented an ordinance granting permission and authority to A. L. Leinen and M. E. Finan to construct and operate a switch track, which was

Referred to the Committee on Compensation.

### THIRTY-SECOND WARD.

Ald. Badenoch presented an ordinance requiring the Chicago & Western Indiana Railroad Company, the Dolton branch of the Chicago & Western Indiana Railway Company, the Belt Railway of Chicago, the Wabash Railroad, the Chicago, Rock Island & Pacific Railway Company, the suburban branch of the Chicago, Rock Island & Pacific Railway Company, the South Chicago line of the Chicago, Rock Island & Pacific Railway Company,

and the Baltimore & Ohio Railroad Company, respectively, to elevate the plane of certain of their railway tracks within the City of Chicago; which was

Referred to the Committee on Track Elevation.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt West 73d street, from South Halsted street to the Chicago & Western Indiana Railroad.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Oullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on the west-erly side of Vincennes road, from West 99th street to Oak avenue.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st

ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Sievert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

### THIRTY-THIRD WARD.

Ald. Bihl presented sundry communications and reports from the Commissioner of Public Works and others in re- violations of established grades and slopes of sidewalks in the down-town district.

Ald. Bihl moved that the communications of the Commissioner of Public Works be published and the documents placed on file.

The motion prevailed.

The following are the communications:

DEPARTMENT OF PUBLIC WORKS, }  
CHICAGO, February 10, 1906. }

*Hon. Ernest Bihl, Alderman Thirty-third Ward:*

DEAR SIR—The documents herewith attached are so bulky that I think possibly it would be preferable to send them directly to you instead of to the Council. Any part or parts of them that you think should go to the Council will then be submitted to them.

Very truly yours,

J. M. PATTERSON,

*Commissioner.*

DEPARTMENT OF PUBLIC WORKS, }  
CHICAGO, February 13, 1906. }

*Mr. G. F. Samuel, Engineer of Streets:*

DEAR SIR—I submit herewith report on sidewalks in the case of Florence McCarthy. After having read same kindly send to Alderman Bihl.

Very truly yours,

J. M. PATTERSON,

*Commissioner.*

Ald. Hunt presented the following order:

**Ordered,** That the Commissioner of Public Works be and he is hereby directed to lay a water main in Chauncey avenue, from 91st street to 93d street, 225 feet of same to be for fire protection, if upon investigation it is found the remaining portion will pay the necessary ten per cent.

Which was, on motion, duly passed.

Ald. Hunt presented an order for an ordinance for paving with brick South Chicago avenue, between Jackson Park avenue and 75th street, which was

Referred to the Board of Local Improvements.

### THIRTY-FOURTH WARD.

Ald. Kohout presented the following order:

**WHEREAS,** The various elevated roads are planning to extend their lines; and

**WHEREAS,** The extension of the elevated roads will necessitate the handling of more cars over the Union Loop, and

**WHEREAS,** The present Union Loop has already reached its capacity and cannot accommodate a further increase of cars; therefore

**Be it Ordered,** That the Local Transportation Investigator be and is hereby ordered to take up the matter of increasing the car capacity of the downtown terminals of the elevated roads and to report his findings with recommendations to the City Council at the earliest possible date.

Which was, on motion, duly passed.

### THIRTY-FIFTH WARD.

Ald. Race presented the following order:

**Ordered,** That the Board of Local Improvements be and they are hereby directed to prepare and submit to this

Council an ordinance for paving with asphalt Van Buren street, from South 48th avenue to South 50th avenue, as per petition hereto attached.

Which was referred to the Board of Local Improvements.

Ald. Race presented an order for a special assessment rebate to Hans Anderson, which was

Referred to the Committee on Finance.

## REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

### FINANCE.

The Committee on Finance, to whom was referred the bid for the purchase of the Oakland school property, submitted a report recommending the passage of an accompanying ordinance.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 12, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred bid for purchase of Oakland school property, having had the same under advisement, beg leave to report and recommend the passage of the following ordinance:

*Be it Ordained by the City Council of the City of Chicago:*

SECTION 1. That the Mayor and City Clerk be and they are hereby authorized and directed to issue deeds for the following described property: Lots 1 and 2 in Wadsworth and Hood's re-subdivision of block 15 in Cleaverville, fractional section 2, township 38, north range 14, east third principal meridian, and south fractional section 35, township 39, north, range 14, situated in Cook County, Illinois, being the southeast corner of Cottage Grove avenue and 40th street, with improvements thereon, and further

known as the Oakland school property, upon the payment to the city by L. M. Smith & Brothers of the sum of thirty thousand (\$30,000) dollars, in accordance with their amended bid attached hereto; said property having heretofore been advertised for sale.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

This action is taken in accordance with the recommendation of the Board of Education, through its Secretary, under date of February 26, 1906.

FRANK I. BENNETT,  
*Chairman.*

### JUDICIARY.

The Committee on Judiciary, to whom was referred an order for an ordinance licensing architects, submitted a report recommending that the order be placed on file and the opinion of the Corporation Counsel be published and palced on file.

Ald. Foreman moved to concur in the report.

The motion prevailed.

The following is the opinion of the Corporation Counsel:

OFFICE OF THE CORPORATION COUNSEL, }  
February 13, 1906. }

*Hon. Milton J. Foreman, Chairman of  
Judiciary Committee:*

DEAR SIR—There has been sent to this department by the City Clerk a communication enclosing an order of the Common Council directing that the Judiciary Committee be directed to prepare and submit to the Common Council an ordinance licensing architects, and stating that the same has been referred to this department by your committee for an opinion.

"A city has no inherent power to license any occupation or to exact a license fee from any person. The power to do so must be found in a

charter, and it must be either expressly given or be a necessary incident to the carrying out of a power so granted. The power must be plainly and unmistakably authorized by the legislature."

*Wilkie vs. City of Chicago*, 188 Ill., 444-450.

The only powers which the Common Council have to impose licenses must be found in Section 62 of the Cities and Villages Act. The paragraphs of that section which relate to licensing of occupations are numbers 35, 41, 42, 43, 44, 46, 67, 91 and 95, and also Section 62a.

In the foregoing sections there is no language used which by strained construction grants to the Common Council the power to license architects, and I am of the opinion that a valid ordinance imposing a license upon architects cannot be passed.

Furthermore, the general assembly in 1897 passed an act licensing architects, which in accordance with the foregoing decision of the Supreme Court, deprives the city of any such power.

Respectfully submitted,

LEE D. MATHIAS,  
*Assistant Corporation Counsel.*

Approved:

MACLAY HOYNE,  
*Assistant Corporation Counsel.*

ALSO,

The same committee, to whom was referred an ordinance licensing and regulating the compression and storage of acetylene gas, submitted a report recommending the passage of the ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 12, 1906.

*To the Mayor and Aldermen of the City  
of Chicago in Council Assembled:*

Your Committee on Judiciary, to whom was referred ordinance licensing

and regulating the compression and storage of acetylene gas, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

#### AN ORDINANCE

Licensing and regulating the compression and storage of acetylene gas.

*Be it Ordained by the City Council of the City of Chicago:*

SECTION 1. No person, firm or corporation shall engage in the business of compressing acetylene gas under a pressure exceeding two atmospheres, unless such person, firm or corporation shall first have procured a license so to do as hereinafter provided.

SECTION 2. No person, firm or corporation shall compress or store free acetylene gas in tanks, cylinders or receptacles of any kind at a pressure exceeding two atmospheres. Compression of acetylene gas at a pressure not exceeding 150 pounds per square inch in approved tanks or cylinders as hereinafter specified, may be permitted, provided said tanks contain porous material such as asbestos, brick, mineral wool or other similar substance, which shall have been examined and approved by the City Electrician of the City of Chicago. The City Electrician shall from time to time make any other necessary regulations governing the conditions under which such compression may be permitted.

SECTION 3. Tanks or cylinders for storing acetylene gas under compression must be constructed of seamless steel or steel, brazed and riveted, tested to 750 pounds pressure. Where threaded fittings are provided the length of thread must be equal to the diameter of the opening, and in no instance less than one-half inch in length. Each tank or cylinder must be provided with a cock with standard thread, to which may be attached a gauge or indicator for the purpose of showing the pressure of gas therein; suitable outlet valve must also be provided on each tank or cylinder and

must be so constructed that its open and closed position will be indicated.

SECTION 4. Every tank or cylinder containing acetylene gas under compression shall bear the name of the manufacturer thereof and also the name of the person, firm or corporation that compressed the said gas therein contained, together with a certificate that the tank used meets the requirements of this ordinance, and with the date of charging such tank or cylinder, and it shall be unlawful for any person, firm or corporation to store, sell, loan, or use any such tank or cylinder not complying with the provisions of this section.

SECTION 5. Every building in which acetylene gas is compressed or stored under compression exceeding two atmospheres shall be fireproof throughout, and shall be used for no other purpose, nor shall any such building be located nearer than 50 feet at its nearest point to any other building or structure, nor to any public highway. No room in which acetylene gas is placed under compression shall have therein any open artificial light, and every such room must be properly ventilated. Every building or room in which such gas is compressed shall be heated by steam, hot water or furnace, and no open fire or flame shall be permitted in any such building or room.

SECTION 6. No person, firm or corporation shall store or use liquid acetylene or gas generated therefrom, or acetylene gas compressed to more than 150 pounds per square inch.

SECTION 7. Every person, firm or corporation desiring a license to compress acetylene gas or to store, sell or deal in acetylene gas under compression shall make a written application therefor to the City Collector, which application shall contain the name and address of the applicant, a description of the building in which such business is to be carried on and the location thereof, and shall bear the favorable recommendation

of the Fire Marshal and the City Electrician.

SECTION 8. Upon compliance with the foregoing section and payment to the City Collector of an annual license fee of \$300, every such applicant shall be entitled to a license to carry on the business hereinbefore specified at the place specified in such license; every such license shall expire on the 30th day of April following its issue. Such license shall be issued by the City Clerk and shall specify the name of the licensee, the character of the business permitted and the place where such business will be conducted; every such license shall be personal to the licensee and not transferable, and shall only be good at the location therein specified.

SECTION 9. Every person, firm or corporation violating or refusing to comply with any of the provisions of this ordinance shall, upon conviction thereof, be fined not less than \$25 nor more than \$200 for each and every offense. A separate and distinct offense shall be held to have been committed each day any person, firm or corporation violates or fails to comply with the provisions of this ordinance.

SECTION 10. Any license which may be granted under the provisions of this ordinance may be revoked at any time by the Mayor at his option, and it shall not be necessary to give such licensee notice of such proposed revocation.

SECTION 11. This ordinance shall take effect and be in force from and after its passage, approval and publication.

MILTON J. FOREMAN,  
*Chairman.*

#### LICENSE.

The Committee on License, to whom was referred an ordinance amending Section 779 of the Code of 1905, in re. the sale of liquor in drug stores, submitted report recommending the passage of an accompanying substitute ordinance.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 12, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred an ordinance amending Section 779 of the Revised Municipal Code of Chicago of 1905, in reference to the sale of liquor in drug stores, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 779 of Chapter 20 of the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended so that said section shall hereafter read as follows:

779. (License to Sell Liquor.) No dramshop license shall be issued to any person engaged in the business of selling drugs or keeping what is commonly known as a drug store. No person or corporation conducting any such drug store shall be permitted to place in show windows or in show cases, or in any other public or conspicuous place about the premises in which the drug store is located, for the purpose of advertisement or for any other purpose whatever, any bottles or signs or any other thing to advertise the sale of any vinous, spirituous, ardent, intoxicating or fermented liquors, under a penalty of not less than one hundred dollars nor more than two hundred dollars for each offense.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

W. P. DUNN,  
*Chairman.*

ALSO,

The same committee, to whom was re-

ferred a petition to submit to a vote the enforcement of the Hyde Park liquor ordinances in certain territory, submitted a report recommending that the same be placed on file.

Ald. Dunn moved to concur in the report.

The motion prevailed.

#### GAS, OIL AND ELECTRIC LIGHT.

The Committee on Gas, Oil and Electric Light, to whom was referred sundry matters concerning the People's Gas Light & Coke Company and the Universal Gas Company, and also the report of the City Comptroller concerning the account of the gas companies with the city, submitted a report recommending that the same be placed on file.

Ald. Young moved to concur in the report.

The motion prevailed.

#### STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred an ordinance vacating an alley in Calumet and Chicago Canal & Dock Company's Subdivision, Block 18, submitted a report recommending the passage of an accompanying substitute ordinance, without compensation, as recommended by the Committee on Compensation.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 12, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance vacating an alley in Calumet and Chicago Canal & Dock Company's Subdivision, Block 18, having had the

same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, without compensation, as recommended by the Committee on Compensation.

#### AN ORDINANCE

Vacating and dedicating alleys in Block eighteen (18) of Calumet and Chicago Canal & Dock Company's Subdivision of fractional sections five (5) and six (6), Township thirty-seven (37) North, Range fifteen (15), East of the Third Principal Meridian.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the north one hundred and fourteen (114) feet of the public alley in the City of Chicago running north and south in the block bounded by 88th street, Marquette avenue, 89th street and Saginaw avenue, the same being described as Block eighteen (18), of Calumet and Chicago Canal & Dock Company's Subdivision of fractional Sections five (5) and six (6), Township thirty-seven (37) North, Range fifteen (15), East of the Third Principal Meridian, in Cook County, Illinois, be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect, nor shall the vacation herein provided for become effective until there shall have been dedicated as a public alley and opened to public use as such the south sixteen (16) feet of Lot forty-two (42), in Block eighteen (18) aforesaid, nor until there shall have been executed and acknowledged and filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Catholic Bishop of Chicago, a corporation sole, a deed conveying the said south sixteen (16) feet of Lot forty-two (42), in Block eighteen (18) aforesaid, to the City of Chicago for use as aforesaid; also a plat showing the alleys so vacated and so dedicated, the alley so vacated being substantially as shown in red, and the alley so dedicated being substantially as shown in yellow on the plat which is



hereto attached and which is made a part of this ordinance.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval, subject to the provisions of Section 1 hereof.

ERNEST BIHL,

*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to the Chicago Cold Storage Warehouse Co. to lay a conduit, submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 12, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting permission to Chicago Cold Storage Warehouse Co. to lay a conduit, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Granting to Chicago Cold Storage Warehouse Company authority to lay down, maintain, and operate a conduit across the alley between Michigan avenue and Indiana avenue, north of Sixteenth street.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to the Chicago Cold Storage Warehouse Company, a corporation, its successors and assigns, to lay down, maintain and operate a conduit, not to exceed thirty (30) inches in diameter, for

the placing of pipes for the conveyance of light, power, heat and refrigeration for cold storage purposes, in and across the alley running north and south between Michigan avenue and Indiana avenue, north of 16th street, and connecting the buildings known as No. 1533-1535-1537 Michigan avenue and No. 1526 to 1538 Indiana avenue; said conduit to be located at a point 249 feet north of the north line of 16th street, substantially as shown on the plat hereto attached, which is hereby made a part of this ordinance; and the location and construction of said conduit shall be under the direction and supervision, and to the satisfaction of, the Commissioner of Public Works.

SECTION 2. The permission and authority herein given shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto, at the discretion of the Mayor.

SECTION 3. At the expiration of the time herein granted the conduit herein authorized shall be removed by the grantee, its successors or assigns, unless this ordinance shall be renewed, and if so removed, said alley shall be restored to its proper condition, to the satisfaction of the Commissioner of Public Works, so that the portion of said alley where said conduit shall have been located shall be in the same condition and safe for public travel as the remaining portion of said alley in the same block, at the sole expense of the grantee herein, and without cost or expense of any kind whatsoever to the City of Chicago. Said grantee shall do no permanent injury to said alley, or in any manner interfere with any pipe, cable, wire or conduit therein, and shall not open or encumber more of said alley than shall be necessary to enable it to proceed with advantage in constructing said conduit.

Should said conduit interfere with or obstruct in any manner the construction of any municipal underground work hereafter to be constructed, the grantee here-

in, its successors or assigns, shall remove said conduit, or change the location thereof, as directed by the Commissioner of Public Works, at its or their own expense, and without any expense whatsoever to the City of Chicago.

SECTION 4. The grantee, its successors and assigns shall pay as compensation for the privileges herein granted, the sum of fifty dollars (\$50.00) per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this ordinance, and succeeding payments annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance shall become null and void if said grantee or its successors and assigns fails or fail to promptly pay any installment of the said compensation.

SECTION 5. No work shall be done under authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works; and no permit shall issue until the grantee shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liability, cost, damage, or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein given, and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance; said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at

any time during the life of this ordinance said bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 6. During the life of this ordinance the grantee herein, its successors and assigns, shall at all times keep the surface of the alley over said conduit in a condition satisfactory to the Commissioner of Public Works and safe for public travel.

SECTION 7. This ordinance shall take effect and be in force from and after its passage, and upon the filing of the acceptance in writing of this ordinance by said grantee, said acceptance to be filed with the City Clerk of the City of Chicago, within thirty (30) days from the passage of this ordinance and the filing of the bond herein provided for.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance turning over to the South Park Commission parts of 66th street, South Park avenue, 67th street, and Loomis street; also an ordinance vacating parts of certain streets and alleys in West Pullman; and an order for a permit to the L. S. & E. Ry. to lay a switch track, submitted a report recommending that the same be placed on file.

Ald. Bihl moved to concur in the report.

The motion prevailed.

#### STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred an ordinance granting permission to Hotel Rigi to cut an opening for a stairway at No. 59-61 South Clinton street, submitted a report recommending the passage of an accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 12, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance granting permission to Hotel Rigi to cut an opening for a stairway at No. 59-61 S. Clinton street, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Alois Hunkeler, of the City of Chicago, Cook County, Illinois, to construct and maintain an opening for stairway three (3) by fifteen (15) feet in the sidewalk space in front of Nos. 59 and 61 South Clinton street, Chicago, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said stairway shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, his heirs, executors, administrators, or assigns, shall restore said portion of the sidewalk at the place where said stairway is located to a condition satisfactory to the Commissioner

of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said stairway has been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, his heirs, executors, administrators and assigns shall at all times keep the sidewalk in which such stairway is located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, his heirs, executors, administrators and assigns shall comply with all general ordinances of the City of Chicago now or

hereafter in force, pertaining to and regulating the use of space underneath public sidewalks.

SECTION 6. The grantee, his heirs, executors, administrators and assigns shall pay as compensation for the privileges herein granted the sum of ten dollars (\$10) per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this ordinance, and succeeding payments annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago.

It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance shall become null and void if said grantee, or his heirs, executors, administrators or assigns fails or fail to promptly pay any installment of the said compensation.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and the filing within thirty (30) days of an acceptance in writing of this ordinance by said grantee, and the filing within the said time of the bond herein provided for.

THOMAS M. HUNTER,  
Chairman.

#### BUILDING DEPARTMENT.

The Committee on Building Department, to whom was referred an order granting permission to the Metropolitan Amusement Company to construct a scenic railway in Sans Souci Park, submitted a report recommending the passage of an accompanying ordinance.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 12, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Building Depart-

ment, to whom was referred an order granting permission to the Metropolitan Amusement Company to construct a scenic railway in Sans Souci Park, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to the Metropolitan Amusement Company to erect in Sans Souci Park, 60th street and Cottage Grove avenue, a structure to be used as a scenic railway in accordance with plans for same now on file in the office of the Commissioner of Buildings of the City of Chicago; said plans first being approved by the Commissioner and engineer of his said department and said structure to be erected at the place in said grounds indicated by said plans.

SECTION 2. This ordinance shall be in force from and after its passage and approval.

D. V. HARKIN,  
Chairman.

ALSO,

The same Committee, to whom was referred an order granting permission to the W. H. Lobb Construction Company to construct a roller coaster in Sans Souci Park, submitted a report recommending the passage of an accompanying ordinance.

Ald. Harkin moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 12, 1906.

*To the Mayor and Aldermen of the City of Chicago, in Council Assembled:*

Your Committee on Building Department, to whom was referred an order granting permission to the W. H. Lobb Construction Company to construct a roller coaster in Sans Souci Park, having had the same under advisement, beg

leave to report and recommend the passage of the accompanying ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to the W. H. Labb Construction Company to erect in Sans Souci Park, 60th street and Cottage Grove avenue, a structure to be used as a roller coaster in accordance with plans for same now on file in the office of the Commissioner of Buildings of the City of Chicago; said plans first being approved by the said Commissioner and the engineer of his said department and said structure to be erected at the place in said grounds indicated by said plans.

SECTION 2. This ordinance shall be in force from and after its passage and approval.

D. V. HARKIN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred orders as follows: Wesley Hospital, for building; J. W. McPhinney, for additions; Joseph Mahr, for addition; 1085 North Hermitage avenue, to complete building; 312 West North avenue, for porch; Henry Frerk, for addition; Reder Foundry Company, to complete building; Cable Piano Company, for runway; 1655-57 Kedzie avenue, to complete building; J. Landon, for shed; Mrs. Agnes Whalen, for barn; J. D. Sampson, for wooden window frames; Dr. C. F. Swan, addition to building; Bernard Klatt, to complete building; Western Packing and Provision Company, for shed; 1375 St. Louis avenue, to complete building; Lamson Bros., for additional story; Kirk Hand, addition to building; 312 West North avenue, to inclose porch; Wisconsin Lime and Cement Company, for warehouse; Chas. Ackerman, for bay windows; Hirsch Bros., for sign; John Petratis, for roof over platform; Mary Ryan, to move building; Dr. Swan, for additional story;

John Klecker, to stay enforcement of building ordinance as to; to stay legal proceedings for violation of the building ordinance in the Sixteenth Ward; and also a communication from the Fire Marshal in re. prohibiting smoking in theaters and the use of sand bags as counterweights, having had the same under advisement, submitted a report recommending that the orders referred to above be placed on file.

Ald. Harkin moved to concur in the report.

The motion prevailed.

### UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.

#### SPECIAL ORDER.

The Chair directed that the special order, the report of the Committee on Judiciary in re. bids and contracts, which had been set for 8:35 o'clock, be now taken up.

Ald. Foreman moved that consideration be postponed and the report made a special order for 8:35 o'clock at the next regular meeting of the Council, Monday, March 19, 1906.

The motion prevailed.

#### SPECIAL ORDER.

The Chair directed that the special order which had been set for eight o'clock, the report of the Committee on Local Transportation in re. the "Track Elevation ordinance" of the C. M. & St. Paul Railway Co. (Evanston Division), and amendments thereto, be now taken up.

In connection with the foregoing, Ald. Werno presented the following order:

*Ordered,* That the Corporation Counsel be and he is hereby directed to furnish the Council with an opinion as to what effect, if any, the recent decision of the Illinois Supreme Court in the telephone case, and the decision of the

United States Supreme Court in the traction case, have on the ordinance granting certain rights to the Chicago, Milwaukee and St. Paul Railway Company, published on page 2537, current Council Proceedings, and amendments published on pages 2817 and 2818.

Which was, on motion, duly passed.

Ald. Williston moved that further consideration be postponed, and the report and amendments be made a special order for 8:00 o'clock P. M., at the next regular meeting of the Council, Monday, March 19.

The motion prevailed.

The Clerk, on motion of Ald. Dunn, presented the report of the Committee on License, on a petition to create a prohibition district in the territory bounded by the first alley north of Washington boulevard, South Sacramento avenue, West Madison street and South Francisco avenue, deferred and published March 5, 1906, page 2837.

Ald. Dunn moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Dixon, Pringle, Foreman, Dailey, Young, Snow, Bennett, Jones, Moynihan, Harris, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Hunter, Race—44.

*Nays*—Coughlin, Kenna, Martin, Fick, Cullerton, Conlon, Brennan, Powers, Sullivan, Schmidt (23d ward), Werno, Hahne, Wendling, Bradley—14.

Following is the ordinance as passed:

#### AN ORDINANCE

To prohibit the licensing of saloons and dram-shops within the district bounded

by the first alley north of Washington boulevard, South Sacramento avenue, West Madison street and South Francisco avenue, in the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That hereafter no license shall be issued for the keeping of a saloon or dram-shop within that district of the City of Chicago described and bounded as follows:

Beginning at a point on the south line of the first alley north of Washington boulevard at its intersection with the east line of South Sacramento avenue, thence east to the west line of South Francisco avenue, thence south to the north line of West Madison street, thence west to the east line of South Sacramento avenue, thence north to the place of beginning, as shown on plat hereto attached, which is hereby made a part of this ordinance.

SECTION 2. The territory lying within the boundaries described in Section 1 hereof shall be deemed and known as a prohibition district, within which it shall not be lawful for any license to be granted to keep a saloon or dram-shop.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and approval.

The Clerk, on motion of Ald. Dunn, presented the report of the Committee on License, on a petition and ordinance for a prohibition district in Argyle Park, deferred and published February 26, 1906, page 2726.

Ald. Dunn moved that the ordinance be recommitted to the Committee on License.

The motion prevailed.

The Clerk, on motion of Ald. Werno, presented the report of the Committee on Local Transportation, on an ordinance granting permission to the Chicago West Division Railway Company and the West Chicago Street Railroad Company to construct and operate double track

curves at 18th and Halsted streets, deferred and published March 5, 1906, page 2833.

Ald. Werno moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting permission to the Chicago West Division Railway Company and West Chicago Street Railroad Company to construct and operate double track curves at 18th and Halsted streets.

WHEREAS, on September 25, 1876, the City Council of the City of Chicago passed an ordinance granting to the Chicago West Division Railway Company permission and authority to lay down, operate and maintain an extension to the double track railway, with all necessary and convenient turn outs, turn tables, side tracks and switches, on South Halsted street, from Harrison street south to the south branch of the Chicago River, which said ordinance was confirmed and ratified by an ordinance passed by the same body on October 2, 1876; and

WHEREAS, By a subsequent ordinance passed by the City Council on July 30,

1883, entitled "An ordinance relating to the annual license fee to be paid by various street railway companies, and the manner of computing or arriving at the amount, and also extending the time for the operation of the several lines 20 years," as amended by an ordinance passed August 6, 1883, the said ordinance granting the right to operate the said street car line on South Halsted street was extended for 20 years; and

WHEREAS, On December 7, 1885, the said City Council passed an ordinance granting to the Chicago West Division Railway Company permission and authority to construct, maintain and operate a double track street railway, with all of the necessary and convenient curves, side tracks, switches and turn tables, on 18th street connecting with the track on Halsted street as an extension thereof, thence westerly on and along 18th street to Blue Island avenue, for a period of 20 years from and after the passage and approval of said ordinance; and

WHEREAS, The said City Council on March 21, 1892, passed an ordinance granting to the West Chicago Street Railroad Company permission and authority to lay down, maintain and operate a single or double track street railroad with all necessary and convenient turn outs, side tracks and switches, on 18th street between State and Halsted streets, for a period of twenty years; and

WHEREAS, The ordinances aforesaid granting the said permission and authority to operate said tracks on South Halsted street and on 18th street west of South Halsted street, having expired by the terms thereof; and

WHEREAS, All of the tracks hereinbefore mentioned are now operated by the Receivers of the Chicago Union Traction Company, as assignees or successors of the grantees in the ordinances hereinbefore mentioned and also by virtue of certain orders and decrees en-

tered by the United States Circuit Court of the Northern District of Illinois in cases lately pending in said Court, and known as cases Nos. 26727, 26729 and 26846; and

WHEREAS, Since the appointment of the said receivers of the Chicago Union Traction Company who are now operating the said lines of street railway on South Halsted street and on 18th street, both east and west of South Halsted street as aforesaid, the said receivers have transferred the passengers on the said street railroad lines at the junctions of said streets; and

WHEREAS, The said receivers are desirous of supplementing the transfer system at the junctions of said streets by the construction of double track curves connecting the said South Halsted street line with the said 18th street line running west from South Halsted street, and the said 18th street line running east from South Halsted street, and desire to run cars directly over said lines, and

WHEREAS, No authority to construct such double track curves has been given to the said Receivers either by the ordinances aforesaid or by the orders of court aforesaid, under and by virtue of which they are now operating said lines; and

WHEREAS, It appears to the City Council that the property owners and residents of the territory adjoining said lines of railroad are desirous of the construction of said curves, and that the service of the said street railroad lines will be bettered by said improvements, and inasmuch as the lines in question are not and cannot be affected by the so-called "Ninety-nine Year Act" controversy; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to the Chicago West Division Railway Company to lay down, construct and operate a double track curve connecting the line

of railroad operated by them in South Halsted street with the line of railroad operated by them in West 18th street west of Halsted street, and permission and authority is also hereby granted to the West Chicago Street Railroad Company to lay down, construct and operate a double track curve connecting the line of railroad operated by it in West 18th street east of South Halsted street, with the line of railroad operated by the Chicago West Division Railway Company in South Halsted street. Said double track curves shall be of standard gauge and shall be constructed under the direction and supervision of the Commissioner of Public Works, and to his satisfaction and approval.

SECTION 2. This permission and authority is hereby granted upon the condition that, if at any time in the future the City of Chicago shall take proceedings to acquire the ownership of the said street railroad lines mentioned in the said ordinances of September 25, 1876, October 2, 1876, July 30, 1883, August 6, 1883, December 7, 1885 and March 21, 1892, or either of them, or if the city may elect to cause the value of ascertained by appraisement or condemnation or otherwise, said valuation shall be made as though this grant had never been made and as though the lines mentioned and described in the said ordinances, were then, as now, operated without the said double track curves, provided for herein, and the double track curves hereby authorized to be laid, if so taken or appraised, shall be appraised in like manner, and under like conditions and restrictions, so that nothing resulting from the permission and authority hereby granted shall ever operate to appreciate the value of the said railway rights in said streets as now existing.

SECTION 3. The permission and authority shall terminate at the election of the City Council of the City of Chicago if said City Council shall, by the passage of an ordinance at any time hereafter de



clare its election so to terminate the same; and shall in like manner terminate at any time (sooner) if the Mayor of the City of Chicago shall so elect and shall notify said City Council of his said election; and upon the presentation to the City Council by the Mayor of a communication notifying said City Council that he has so elected to terminate the same, the rights and privileges by this ordinance conferred shall then and there forthwith expire.

**SECTION 4.** The rights and privileges hereby granted shall not in any manner impair, change or alter the now existing rights, duties and obligations of the said Receivers, the said Chicago Union Traction Company, the said West Chicago Street Railroad Company, the said Chicago West Division Railway Company and of the City of Chicago, nor shall the same operate as a waiver or surrender either by the City of Chicago or by the said Receivers, or the said Chicago Union Traction Company, or the said West Chicago Street Railroad Company, or the said Chicago West Division Railway Company of any of their respective claims; and the passage of this ordinance and the issuance of a permit authorizing the construction of the double track curves hereby authorized, and the work done thereunder, shall be without prejudice to either the City of Chicago or the said Receivers, or the said Chicago Union Traction Company, or the said West Chicago Street Railroad Company or the said Chicago West Division Railway Company.

**SECTION 5.** This ordinance shall take effect from and after the filing with the City Clerk of written acceptances hereof, duly executed by the said Chicago West Division Railway Company and the West Chicago Street Railroad Company; provided, same be so accepted within thirty (30) days from the date of the passage of this ordinance.

The Clerk, on motion of Ald. Harkin,

presented the report of the Committee on Building Department, on an ordinance in re. iron and tile house drain pipes, deferred and published January 29, 1906, page 2417.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

Ald. Moynihan presented the following ordinance, and moved that it be substituted for the ordinance called up by Ald. Harkin:

#### AN ORDINANCE

To amend Sections 770 and 1718 of the Revised Municipal Code of Chicago, adopted March 20, A. D. 1905.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** Amend Section 770 of the Revised Municipal Code of Chicago adopted March 20, A. D. 1905, by substituting for the entire section the following:

("Work on Tile Drains Inside Building Line—Outside Building Line—by Whom Approved and Supervised.)—All work done by licensed drain layers on drains or pipes inside any building or structure and all work done on any catch basin or cesspool located on or in any private premises, shall be done according to plans approved by the Commissioner of Health, and under the supervision and to the satisfaction and approval of the Commissioner of Public Works; and no such work shall be done except on a permit in writing issued by said Commissioner of Public Works.

"All work done by licensed drain layers on drains or pipes outside any building or structure or upon any street, alley, or public way, shall be done under the supervision and to the satisfaction and approval of the Commissioner of Public Works; and no such work shall be done except on a permit in writing issued by said Commissioner."

**SECTION 2.** Amend Section 1718 of the

Revised Municipal Code of Chicago, adopted March 20, A. D. 1905, by substituting for the entire section the following:

("Inspection—Test.)—The entire plumbing system when roughed in, in any building, shall be tested by the plumber in the presence of the Plumbing Inspector and as directed by him, under either a water pressure or air pressure.

"The water pressure test for plumbing shall be applied by closing the lower end of the vertical pipes and filling the pipes to the highest opening above the roof with water. The air pressure test for plumbing shall be applied with a force pump and mercury column equal to ten inches of mercury. The use of spring gauges is prohibited. Special provision shall be made to include all joints and connections to the finished line or face of floors or side walls, so that all vents or revents, including lead work, may be tested with the main stacks. All pipes shall remain uncovered in every part until they have successfully passed the test. After the completion of the work, and when fixtures are installed, either a smoke test under a pressure of one inch water column shall be made of the system, including all vent and revent pipes, in the presence of the Plumbing Inspector and as directed by him, or a peppermint test made by using five fluid ounces of oil of peppermint for each line up to five stories and basement in height, and for each additional five stories or fraction thereof one additional ounce of peppermint shall be provided for each line.

"All defective pipes and fittings or fixtures shall be removed and all defective work shall be made good so as to conform to the provisions of this chapter.

"The tile drainage system inside any building shall be tested by the

drainage layer or sewer builder, in the presence of the House Drain Inspector, by closing up the end of the drains two (2) feet outside the building and filling the pipes inside the building with water to a height at least two (2) feet above the highest point of the tile drainage system."

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

Ald. Snow moved to postpone consideration, and publish the ordinance presented by Ald. Moynihan.

The motion was lost.

Ald. Cullerton moved the previous question.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Dailey, Martin, Moynihan, Fick, Scully, Hoffman, Cullerton, Uhler, Zimmer, Consideine, Riley, Maypole, Smith, Nowicki, Sitts, Conlon, Brennan, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Reinberg, Siewert, Wendling, Bradley, Roberts, Badenoch, Bihl, Ruxton, Kohout, Hunter—39.

*Nays*—Pringle, Foreman, Young, Snow, Bennett, Jones, Harris, Harkin, Beilfuss, Dever, Finn, McCormick (21st ward), Williston, Dunn, Lipps, Raymer, Larson, O'Connell, Race—19.

The question recurring on Ald. Moynihan's motion to substitute, the motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Dailey, Martin, Moynihan, Fick, Scully, Hoffman, Cullerton, Uhler, Zimmer, Consideine, Riley, Maypole, Beilfuss, Smith, Nowicki, Sitts, Conlon, Brennan, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Reinberg, Lipps, Siewert, Wendling, Bradley, Roberts, O'Connell, Badenoch, Bihl, Ruxton, Kohout, Hunter, Race—43.

*Nays*—Pringle, Foreman, Young,

Snow, Bennett, Jones, Harris, Harkin, Dever, Finn, McCormick (21st ward), Williston, Dunn, Raymer, Larson—15.

Ald. Harkin moved to amend the substitute ordinance by striking out the words "Commissioner of Public Works," wherever they appear, and inserting in lieu thereof the words "Commissioner of Health."

Ald. Moynihan moved to lay Ald. Harkin's motion on the table.

Ald. Bennett moved as a substitute to refer the whole matter to the Committee on Building Department.

Ald. Moynihan moved to lay Ald. Bennett's motion on the table.

The motion prevailed.

The question recurring on the motion of Ald. Moynihan to table Ald. Harkin's motion to amend, the motion to table prevailed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Harding, Dailey, Martin, Jones, Moynihan, Fick, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Smith, Nowicki, Conlon, Brennan, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Reinberg, Lipps, Siewert, Wendling, Bradley, O'Connell, Badenoch, Bihl, Ruxton, Kohout, Hunter, Race—41.

**Nays**—Pringle, Foreman, Young, Snow, Bennett, Harris, Harkin, Beilfuss, Dever, Sitts, Finn, McCormick (21st ward), Williston, Dunn, Raymer, Larson, Roberts—17.

Ald. Cullerton moved the passage of the substitute ordinance.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Harding, Dailey, Martin, Jones, Moynihan, Fick, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Beilfuss, Smith, Nowicki, Sitts, Conlon, Brennan, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward),

Werno, Hahne, Reinberg, Lipps, Siewert, Wendling, Bradley, O'Connell, Badenoch, Bihl, Ruxton, Kohout, Hunter, Race—43.

**Nays**—Pringle, Foreman, Young, Snow, Bennett, Harris, Harkin, Dever, Finn, McCormick (21st ward), Williston, Dunn, Raymer, Larson, Roberts—15.

Following is the ordinance as passed:

#### AN ORDINANCE

To amend Sections 770 and 1718 of the Revised Municipal Code of Chicago, adopted March 20, A. D. 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. Amend Section 770 of the Revised Municipal Code of Chicago, adopted March 20, A. D. 1905, by substituting for the entire section the following:

("Work on Tile Drains Inside Building Line—Outside Building Line—By Whom Approved and Supervised)—All work done by licensed drain layers on drains or pipes inside any building or structure and all work done on any catch basin or cesspool located on or in any private premises, shall be done according to plans approved by the Commissioner of Health, and under the supervision and to the satisfaction and approval of the Commissioner of Public Works; and no such work shall be done except on a permit in writing issued by said Commissioner of Public Works.

"All work done by licensed drain layers on drains or pipes outside any building or structure or upon any street, alley, or public way, shall be done under the supervision and to the satisfaction and approval of the Commissioner of Public Works; and no such work shall be done except on a permit in writing issued by said Commissioner."

SECTION 2. Amend Section 1718 of the Revised Municipal Code of Chicago, adopted March 20, A. D. 1905, by sub-

stituting for the entire section the following:

("Inspection—Test.)—The entire plumbing system when roughed in, in any building, shall be tested by the plumber in the presence of the Plumbing Inspector and as directed by him, under either a water pressure or air pressure.

"The water pressure test for plumbing shall be applied by closing the lower end of the vertical pipes and filling the pipes to the highest opening above the roof with water. The air pressure test for plumbing shall be applied with a force pump and mercury column equal to ten inches of mercury. The use of spring gauges is prohibited. Special provision shall be made to include all joints and connections to the finished line or face of floors or side walls, so that all vents or revents, including lead work, may be tested with the main stacks. All pipes shall remain uncovered in every part until they have successfully passed the test. After the completion of the work, and when fixtures are installed, either a smoke test under a pressure of one inch water column shall be made of the system, including all vent and revent pipes, in the presence of the Plumbing Inspector and as directed by him, or a peppermint test made by using five fluid ounces of oil of peppermint for each line up to five stories and basement in height, and for each additional five stories or fraction thereof one additional ounce of peppermint shall be provided for each line.

"All defective pipes and fittings or fixtures shall be removed and all defective work shall be made good so as to conform to the provisions of this chapter.

"The tile drainage system inside any building shall be tested by the drainage layer or sewer builder, in the presence of the House Drain Inspector, by

closing up the end of the drains two (2) feet outside the building and filling the pipes inside the building with water to a height at least two (2) feet above the highest point of the tile drainage system."

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting Yen Hong Lo & Co., permission to erect and maintain a canopy at 184 East Madison street, deferred and published February 26, 1906, page 2734.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch. Bihl, Hunt, Ruxton, Kohout, Hunter. Race—61.

Nays—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given to Willie Moy and Moy Yich, doing business under the name and style of Yen Hong Lo & Co., their successors and assigns, to construct, maintain and use a canopy over the sidewalk from the

building known as 184 East Madison street, which canopy shall be constructed of incombustible material.

The lowest portion of said canopy shall not be less than eleven feet above the surface of the sidewalk over which said canopy projects, shall not extend more than three (3) feet beyond the face of the wall of said building, and shall not exceed twenty-four (24) feet.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the said Commissioner of Public Works and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted, by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantees shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago.

Provided, That in the event of a failure, neglect or refusal on the part of the said grantees, their successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense thereof to the said grantees, their successors or assigns.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said grantees, their successors or assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed, the sum of fifty dollars (\$50.00) per year, payable annually, in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter, and it is expressly understood and agreed that if any default is made in the payment of said compensation, the privileges hereby granted shall at once terminate.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall first have been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantees in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantees herein, their lessees or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance; said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force then the privileges herein granted shall thereupon cease.

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**SECTION 5.** This ordinance shall take effect and be in force from and after its passage; provided, that the said grantees file a written acceptance of this ordinance, together with the bond hereinabove provided for, within thirty (30) days.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on the claim of John O'Brien for extra labor and material at the Sixty-eighth Street Pumping Station, deferred and published March 5, 1906, page 2830.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Consideine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of John O'Brien in the sum of eleven hundred dollars (\$1,100.00), same to be in full for all claims for extra labor and material at 68th street pumping station in the construction of short tunnel at said station, and the Comptroller is ordered to pay the same from the water fund.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on the claim of Timothy J.

O'Meara for wages, deferred and published March 5, 1906, page 2831.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Consideine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

The following is the order as passed:

*Ordered*, That the City Collector be and he is hereby authorized to issue a voucher in favor of T. J. O'Meara for the amount of his January salary, retained on account of illness contracted while in the employ of the city, and the Comptroller is ordered to pay the same from the appropriation from the City Comptroller's office, when the appropriations for 1906 have been passed.

This action is taken in accordance with the recommendation of the City Collector attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on a petition of Michael W. Ryan for settlement of suit pending in the Superior Court of Cook County against the city, deferred and published March 5, 1906, page 2831.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin,

Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

The following is the order as passed:

*Ordered*, That the Corporation Counsel be and he is hereby instructed to allow judgment to be taken against the city in favor of Michael W. Ryan in the sum of five hundred (\$500) dollars in settlement of his case against the city, brought in the Superior Court and known as General No. 140,903, for damages to property alleged to have been sustained by reason of the building and operation of electric light plant at Van Buren and Throop streets.

This action is taken in accordance with the recommendation of the Corporation Counsel, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on the claim for the issuance of duplicate water certificates to replace certificates formerly issued to Dr. S. Place, deferred and published March 5, 1906, page 2831.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan,

Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

The following is the order as passed:

*WHEREAS*, By a final decree of the Superior Court of Cook County entered on July 20, 1905, in a cause lately pending in said court, wherein the City of Chicago was a party defendant, entitled Frank A. Henshaw, et al., trustees, vs. Harry W. Christian, personally, and as trustee of the Chicago Auburn Park Land Trust, et al., the same being General No. 235,287 in said court, the court found that the titles to water certificates No. seventy-nine (79), for the sum of seven thousand one hundred and sixty-four dollars and thirty-three cents (\$7,164.33), and water certificate No. one hundred and eighty-two (182), for three thousand seven hundred and ninety-five dollars and twelve cents (\$3,795.12), which had been issued by the City of Chicago to Dr. S. Place, deceased, had passed to and are now vested in the trustees of the Chicago Auburn Park Land Trust, and that said Place at the time of his death had no interest therein and that therefore no interest therein had accrued to the personal representatives or legatees of the said Dr. S. Place, deceased; and

*WHEREAS*, The court in the said decree ordered that the City of Chicago should issue new certificates in place of the said certificates issued to Dr. S. Place, deceased, as aforesaid, which had disappeared, and that said new certificates should be made to the Chicago Auburn Park Land Trust who were found by the said decree to be the legal and equitable owners of said certificates, upon the filing of a bond by the said trustees with themselves individually as sureties in the penal sum of eleven thousand (\$11,000) dollars; and

*WHEREAS*, The said trustees of the

Chicago Auburn Park Land Trust did afterwards file in the office of the Comptroller of the said City of Chicago a bond signed by themselves as trustees of the Chicago Auburn Park Land Trust, and again by themselves individually as sureties, in the penal sum of eleven thousand (\$11,000) dollars, conditioned to save the said City of Chicago harmless and indemnified from any and all loss, cost, charge, claim or demand whatsoever under said water certificates which had been issued, or from the presentation or attempted enforcement thereof by any person claiming under Dr. S. Place, deceased, or the trustees of the Chicago Auburn Park Land Trust or either of them or otherwise, and to pay any and all loss, damage, costs and expenses accruing to the said City of Chicago by reason of any suit, judgment, decree or order of court arising from any adverse claim now or hereafter made or instituted on the said certificates so issued to Dr. S. Place, deceased, or any or either of them; therefore, it is hereby

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a new water certificate in place of the water certificate numbered seventy-nine (79), for seven thousand one hundred and sixty-four dollars and thirty-three cents (\$7,164.33), which was issued to Dr. S. Place, deceased, and also to issue a new water certificate in place of water certificate numbered one hundred and eighty-two (182) for three thousand seven hundred and ninety-five dollars and twelve cents (\$3,795.12), which was also issued to Doctor S. Place, deceased, and that the said two new certificates shall be issued by the said Commissioner of Public Works in the name of and payable to the Chicago Auburn Park Land Trust; that said new certificates shall be in all other respects the same as the original certificates which they shall replace, and shall in no wise bind the City of Chicago to any other or greater liability than was evidenced by the said original certificates.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on the petition of John Myers and others, for the settlement of suits brought against the city for the recovery of damages on account of track elevation, deferred and published March 5, 1906, page 2833.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Dunn, Reinberg, Lipps, Siwert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—61.

*Nays*—Conlon, Brennan—2.

The following is the order as passed:

*Ordered*, That the Corporation Counsel be and he is hereby authorized and directed to allow judgments to be taken against the city of two hundred (\$200) dollars in each of the following named cases against the city:

Superior Court General No. 211471, Chicago Permanent Building and Loan Association.

General No. 211474, John Myers.

General No. 211475, John P. Hornung.

General No. 211473, Mary A. Lewis.

General No. 211470, George P. Bartley and Hattie B. Bartley.

General No. 211472, Alexander E. Mott and Rose Mott.

General No. 211476, Leonhard Hornung.

This action is taken in accordance with the recommendation of the Corporation Counsel attached hereto.



## SPECIAL ORDER.

At the request of Ald. Young, the Chair directed that the special order, the report of the Committee on Gas, Oil and Electric Light, on ordinances granting the Illinois District Telegraph Company and the American District Telegraph Company permission to lay wires, etc., which had been set for 8:30 o'clock, be now taken up.

Ald. Young moved that consideration be postponed and the report be made a special order for 8:30 o'clock at the next

regular meeting of the Council, Monday, March 19, 1906.

The motion prevailed.

## ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Monday, March 19, 1906, at 7:30 o'clock P. M.



CITY CLERK.

# PROCEEDINGS

## OF THE

# CITY COUNCIL

### CHICAGO. ILLINOIS

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Regular Meeting, Monday, March 19, 1906.

7:30 O'CLOCK P. M.

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#### OFFICIAL RECORD.

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Published by authority of the City Council of the City of Chicago, Wednesday, March 21, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

*Absent*—Ald. Kunz, McCormick (21st ward), Raymer, Carey and Roberts.

#### MINUTES.

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Ald. Bennett moved to correct the minutes of the regular meeting held Monday, March 12, 1906, to show that the motion to reconsider the vote by which the ordinance vacating certain alleys adjoining lots in Block sixty-nine (69), Elston Addition to Chicago, vetoed by His Honor, the Mayor, page 2864, and the motion to pass the same over the Mayor's veto, were made by Ald. Bennett, instead of Ald. Dougherty.

The motion prevailed.

Ald. Foreman moved that the minutes as corrected be approved without being read.

The motion prevailed.

**Communications from the Mayor, Comptroller, Commissioner of Public Works and all Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE,  
CITY OF CHICAGO, March 19, 1906,}

*Honorable City Council of the City of Chicago:*

GENTLEMEN—In accordance with law I hereby report to your Honorable Body the names of persons imprisoned for violation of city ordinances, who have been released by me during the week ending March 17, 1906, together with the cause of such release.

C. E. Taylor, released for Lewis E. Hamburg.

Jacob Kramer, released for father, and \$51.50 paid to Comptroller.

John Downey, released for Ald. Martin.

Ferdinand Hahne, released for H. Von Holst.

E. J. Shoemaker, released for P. J. McAndrews.

Adolph Mittner, released for Joliet Penitentiary.

Mary Miller, released for mother.

Robert Horan, released for mother.

Thos. Burns, released for Simon O'Donnell.

Walter Thompson, released for mother, and \$25.00 paid to Comptroller.

James Labon, released for Chas. A. Bookwalter, Mayor, Indianapolis, Ind.

John Fallon, released for wife.

Pete Connelly, released for mother.

James Hansen, released for O. B. Leonard.

Michael O'Brien, released for wife.

Chas. Crane, released for Sam Andrews.

Grant Benson, released for Ald. Hunt.

John Lawlor, released for mother.

Augusta Nelson, released for H. Smith.

Mike Wondrasek, released for wife and daughter.

Geo. Buchanan, released for H. A. Kerwin.

Which was placed on file.

ALSO,

The following communications:

MAYOR'S OFFICE,  
March 19, 1906.}

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint James M. Jones as Bridgetender at the Twenty-second Street Bridge, vice John O'Halleran, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,  
*Mayor.*

MAYOR'S OFFICE,  
March 19, 1906.}

*To the Honorable, the City Council:*

GENTLEMEN—By virtue of the authority conferred upon me, I hereby appoint Conrad Schmitz as Bridgetender at the Main Street Bridge, vice Sigmund Loeffler, and respectfully ask the concurrence of your Honorable Body.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Ald. Hunter moved to concur in the appointments.

The motion prevailed.

ALSO,

The official bond of Conrad Schmitz as bridgetender, Main street, in the penal sum of five thousand (\$5,000) dollars, with Frank McMahon, Arnold H. Brautigam, Wm. Blatt, August Lenke and James Farr as sureties.

ALSO,

The official bond of James M. Jones as bridgetender, Twenty-second street, in the penal sum of five thousand (\$5,000) dollars, with Arnold H. Brautigam and Henry Stuckart as sureties.

ALSO,

The official bond of John J. Hedderman as bridgetender, in the penal sum of five thousand (\$5,000) dollars, with Daniel J. O'Brien and Michael Ginnane as sureties.

Ald. Hunter moved the approval of the three bonds.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Dailey—1.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
March 19, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2906 of the current printed Council Proceedings, directing the City Electrician to issue a permit to the Swedish American Telephone Company to string one telephone wire across East Ravenswood Park, between certain streets.

I withhold my approval of the said order for the reason that it does not appear therefrom whether such telephone wire is to be used for the transaction of a telephone business alone or in connection with other wires.

In the absence of some special reasons of public convenience, privileges of this character should be granted by ordinance

thoroughly safeguarding the rights of the city and providing for compensation.

Respectfully,

E. F. DUNNE,

*Mayor.*

Ald. Hunter moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Hunter moved that the order be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
March 19, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2901 of the current printed Council Proceedings, granting permission to the Wheeling Corrugating Company to construct and maintain a coal hole in the sidewalk space in front of No. 25 Clinton street, for the reason that no provision is contained in the said ordinance requiring the payment of compensation to the city for the privilege granted.

Grants of special privileges in the public streets to persons or corporations for private purposes should be made dependent, in my opinion, upon the payment of reasonable compensation for the rights granted.

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Conlon moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Conlon moved that the ordinance be passed, the veto of His Honor, the

Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
March 19, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2902 of the current printed Council Proceedings, directing the Commissioner of Public Works to issue a permit to Frank Renaldi to erect a barber pole in front of No. 930 West Madison street, for the reason that the said order is not in proper form and does not contain the usual provisions safeguarding the rights of the city.

I recommend that the vote by which the said order was passed be reconsidered, and that the said order be passed without reference to a committee in the following amended form:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Frank Renaldi to erect and maintain a barber pole in front of the premises known as No. 930 West Madison street, the said pole to be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works and in accordance with the rules of the Department of Public Works. The privilege hereby granted may be revoked at any time by the Mayor at his discretion, and upon default of the said Frank Renaldi to remove the said pole within fifteen (15) days after the revocation of the privilege hereby granted, the city may remove the same at the expense of the said Frank Renaldi."

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Conlon moved to reconsider the

vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Conlon moved that the order be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Conlon moved the passage of the order as amended.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Frank Renaldi to erect and maintain a barber pole in front of the premises known as No. 930 West Madison street, the said pole to be constructed and maintained under the supervision and to the satisfaction of the Commissioner of Public Works and in accordance with the rules of the Department of Public Works. The privilege hereby granted may be revoked at any time by the Mayor at his discretion, and upon default of the said Frank Renaldi to remove the said pole within fifteen (15) days after the revocation of the privilege hereby granted, the city may remove the same at the expense of the said Frank Renaldi.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
March 19, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 2892 of the current printed Council Proceedings, granting permission to the Independent Brewing Association to construct and maintain two stairway openings in the sidewalk space in front of Nos. 130 and 132 East Madison street, for the reason that the ordinance as drafted contains no provision requiring compensation.

In my opinion no special privileges in the public streets should be granted to any person or corporation for private purposes, except upon reasonable payment therefor, where the privileges are to extend over any considerable length of time.

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Coughlin moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Coughlin moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

The Corporation Counsel submitted the following communication and ordinances:

March 19, 1906.

*To the Honorable, the City Council:*

GENTLEMEN—At the last regular meeting of your Honorable Body you adopted a resolution which is published at page 2896 of the current printed Council Proceedings, directing the Corporation Counsel to prepare and submit to your Honorable Body, at its next meeting, an ordinance providing for the payment of compensation by the Postal Telegraph Cable Company and the Western Union Telegraph Company for the space occupied by them in the City streets with their poles and wires, said compensation to be fixed either in the form of license fees or in other legal manner.

I beg leave to remind you that at a recent meeting of the City Council an order was introduced directing the placing underground of wires in certain districts of the City. I also beg leave to call your attention to the fact that during the past year or two frequent requests have been made upon this department by members of your Honorable Body and the heads of the various city departments for opinions as to the validity of

ordinances in imposing compensation, taxes or license fees upon telegraph companies.

Just prior to the last regular meeting of the City Council this department was instructed to advise your Committee on Gas, Oil and Electric Light as to the legality of an order or ordinance ordering all telegraph wires placed underground. In view of this situation, on March 14 last, the said Committee of your Honorable Body was advised fully as to all the questions relating to telegraph companies which have been before the City Council and this department during the last year, and I respectfully refer to the said opinion for a complete discussion of the rights and obligations of telegraph companies towards the City. For your information I beg leave to state the main conclusions reached in the said opinion.

1. The decisions of the United States Supreme Court clearly establish that even telegraph companies which have complied with the acts of Congress relating to interstate telegraph companies may be compelled to pay the reasonable rental value of space occupied by them in the streets and alleys of the city, even though it be true that such city was without power to absolutely refuse such companies the right to use the streets for their poles and wires. The City of Chicago, under the statutes of this state, it seems clear, possesses power by ordinance to require the payment of such compensation.

2. I believe that under the Illinois statutes no telegraph company, even though its main business is that of interstate commerce, has the right to transact intrastate business over poles and wires erected in the streets of the city without the consent of the City Council.

3. The City Council has the power, clearly, to exact license fees of so much per pole or mile of wire, or both, under its police power, from all telegraph companies operating within the city, for the purpose of covering the cost of supervi-

sion, inspection and the issuing of permits, and probably the fees may be large enough to incidentally produce some revenue.

4. While it is a doubtful question, I think the city has the power, under the laws of this state, to impose an occupation tax upon all telegraph companies engaged in carrying on business within the state and wholly or part within the City of Chicago.

5. There can be no doubt that the city, under its police powers and under the powers reserved to it under the Revised Codes of 1897 and 1905, may direct the placing underground of all telegraph wires within the congested districts of the city, and the city also may probably, if it sees fit, by general ordinance, order all wires within the city placed below the surface of the streets.

I submit herewith two ordinances which, for the purpose of distinguishing, are labelled "A" and "B." Ordinance "A" is drafted upon the lines of the ordinance of St. Louis, the validity of which was sustained directly in the case of *St. Louis v. Western Union Tel. Co.*, 148 U. S., 92. The doctrine of this case is followed and approved in the later cases of *Western Union Tel. Co. v. Pa. R. R. Co., et al*, 195 U. S., 540; *same v. same*, 195 id., 594; *Postal Tel. Cable Co. v. Baltimore*, 79 Md., 502; 156 U. S., 210.

The ordinance identified as "B" is purely a police power ordinance and drafted on lines which have received the sanction of the United States Supreme Court in numerous cases.

I am clearly of the opinion that either one of these ordinances will be valid for the reasons set forth at length in the opinion now in the hands of your Committee on Gas, Oil and Electric Light.

Very truly yours,

MACLAY HOYNE,  
Assistant Corporation Counsel.

"A."

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. Permission and authority is hereby granted to every telegraph company which has complied with the acts of Congress relating to military and post roads, or letter carrier routes or post routes, for a period of five (5) years from and after the passage of this ordinance, to occupy the streets, alleys, public grounds and places within the city with its poles, wires, posts, piers, abutments, conduits, electrical conductors and other fixtures, subject to all existing ordinances of said city now in force or which may hereafter be in force relating to the construction, maintenance or operation of telegraph poles, wires, posts, piers, abutments, conduits, electrical conductors or other fixtures, and subject to all existing ordinances now in force or which may hereafter be in force relating to streets, alleys, public grounds or places and the use thereof.

SECTION 2. From and after the first day of May, 1906, every telegraph company which has complied with the aforesaid acts of Congress, and which is not by ordinance required to pay a percentage of its gross income annually to the City of Chicago, shall pay to the City of Chicago, as compensation for the privilege of using the streets, alleys, public grounds and public places thereof, the sum of five dollars (\$5.00) per annum for each and every telegraph pole erected or used by it in the streets, alleys, public grounds or public places within the city, and in addition thereto the sum of three dollars (\$3.00) per annum for each and every mile of wire laid or used by it in conduits or pipes located beneath the surface of the streets, alleys, public grounds or public places within the city.

SECTION 3. Every such telegraph company shall pay the compensation provided for in the foregoing section into the city treasury semi-annually on the first day of May and November of each

and every year during the said period of five years. Every such company shall make its first payment of compensation hereunder on the first day of November, 1906, computed according to the number of poles and miles of wire which it has owned, laid or used at any time during the previous six months, and every semi-annual payment thereafter made shall be computed according to the number of poles and miles of wire owned, laid or used during the six months previous to the date of payment. The last payment under this ordinance shall be made May 1st, 1911.

SECTION 4. Every such telegraph company, at the time of making payment semi-annually as herein provided, shall file with the City Comptroller an itemized statement showing the amount of compensation due at such date of payment, and showing, among other things, the total number of poles and miles of conduits and wires owned, leased, operated or used by it within the City of Chicago, and describing their location.

SECTION 5. Nothing contained in this ordinance shall be so construed as to in any manner affect the right of the city in the future to regulate the construction, maintenance, operation or location of any poles, wires, posts, piers, abutments, conduits, electrical conductors or other fixtures within its streets, alleys, public grounds and places, it being intended to hereby reserve to the city the right to pass any ordinance which, under its express, implied or inherent police powers, it possesses or may hereafter possess the power to adopt.

SECTION 6. Nothing herein contained shall be construed as such an interference with interstate commerce as will do violation to the constitution of the United States.

SECTION 7. Every telegraph company violating any of the provisions of this ordinance shall be fined not less than one hundred dollars (\$100.00) nor more than two hundred dollars (\$200.00) for each

offense, and each day that any such company shall continue in default in the payment of the compensation herein prescribed or the filing of the statement herein required shall constitute a separate and distinct offense.

SECTION 8. This ordinance shall be in full force and effect from and after its passage.

—  
"B."

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. No telegraph company or person engaged in the telegraph business shall, after May 1st, 1906, erect, construct, maintain or use any pole, line or wire within the city without first having obtained a license therefor from the Commissioner of Public Works, which license shall be countersigned by the City Electrician.

SECTION 2. Every applicant for a license hereunder shall file with the Commissioner of Public Works an application therefor, containing the number of poles, lines and miles of wire erected, constructed, maintained, leased or used by such applicant within the city, and specifically describing the location thereof.

SECTION 3. A license fee of ..... dollars shall be charged for each pole erected, constructed, maintained, leased or used by the applicant within the city, and a fee of ..... dollars for each mile of wire or fraction thereof constructed, laid, maintained, leased or used by the said applicant in, on, along, above or below the surface of the streets, alleys, public grounds and places within the city. Said fee shall be demanded by the City Electrician before he countersigns any such license, and shall be paid to the City Collector.

SECTION 4. Upon the filing of the application and the payment of the fees as hereinbefore provided a license shall issue. All licenses issued shall be valid



for one year beginning with the first day of May of each and every year; provided that application may be made for a separate license or licenses for poles or miles of wire or fractions thereof newly constructed, erected, laid, leased, maintained or used, to expire on the 30th day of April next succeeding the date of application for such license or licenses, upon payment of a fee which shall bear the same ratio to the sum required for the whole year that the number of days in such unexpired portion of the license period bears to the whole number of days in the year.

SECTION 5. The City Electrician is hereby empowered and directed to inspect or re-inspect all overhead and underground poles, wires, abutments, piers, posts, conduits, electrical conductors and other fixtures or apparatus erected, constructed, maintained, laid, leased or used by any telegraph company or person engaged in the telegraph business within the city, at least every three months, and when any said pole, wire, abutment, pier, post, conduit, electrical conductor and other fixture or apparatus is found to be unsafe to life or property, he shall notify the person or corporation owning, maintaining, using or operating the same to place the same in a safe and secure condition within forty-eight hours. Any person or corporation failing or refusing to alter, repair, change or remove the same within said forty-eight hours, or within such further time as the City Electrician shall determine is necessary after the receipt of such notice, shall be subject to the penalty herein-after provided.

SECTION 6. All poles now standing or hereafter erected, and all covers for man-holes now in service or hereafter placed in service for the use of telegraph wires, conductors or fixtures shall be branded or stamped with the name of the person or corporation owning the same. No construction work shall be done by any person or corporation, subject to the provisions of this ordinance, upon telegraph

poles or wires, without first notifying the City Electrician and submitting the same for inspection.

SECTION 7. Every person or corporation receiving a license or licenses hereunder shall be subject to all existing ordinances of the city now in force or which may hereafter be in force relating to the erection, construction, maintenance, laying, operating or using of telegraph poles, wires, abutments, piers, posts, conduits, electrical conductors and other fixtures or apparatus.

SECTION 8. Any person or corporation who shall erect, construct, maintain, lease, operate or use any pole, wire, abutment, pier, post, conduit, electrical conductor or other fixture or apparatus of any description within the city without first having obtained a license therefor, shall be fined not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00) for each and every offense, and each and every day any telegraph pole, wire, abutment, pier, post, conduit, electrical conductor or other fixture or apparatus shall be so erected, constructed, maintained, leased, operated or used shall constitute a separate and distinct offense, and for every other violation of any of the provisions of this ordinance the guilty person or corporation shall be fined not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00) for each offense, and each day that such violation continues shall constitute a separate and distinct offense.

SECTION 8. This ordinance shall be in full force and effect from and after its passage.

Which were referred to the Committee on Compensation.

ALSO,

A communication containing an opinion respecting the ordinance known as the track elevation ordinance of the Chicago, Milwaukee and St. Paul Railway, etc.

Ald. Williston moved to defer consid-

eration of the opinion until the special order, the report of the Committee on Local Transportation in re. the "St. Paul Track Elevation ordinance," was taken up.

The motion prevailed.

The City Clerk submitted the following communication:

CITY CLERK'S OFFICE,  
March 19, 1906.

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of bonds and acceptances under ordinances which have been filed in this office since your last preceding meeting:

Acceptance and bond of C. H. Marshall, under ordinance of March 5, 1906.

Acceptance and bond of Yen Hong Lo & Co., under ordinance of March 12th, 1906.

Acceptance and bond of Stenson Brewing Company, under ordinance of February 26th, 1906.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Which was placed on file.

The Commissioner of Public Works submitted the following communication:

DEPARTMENT OF PUBLIC WORKS,  
CHICAGO, March 19, 1906.

*To the Mayor and City Council of the City of Chicago:*

I deem it necessary and advisable to lay water mains in various streets, and respectfully ask the passage of the following order:

Ordered, That the Commissioner of Public Works be and he is hereby authorized to lay water mains in the following streets: In north side of Irving Park avenue, from 44th avenue to 164 feet westward; size 8 inches; probable cost including hydrants and basins,

\$246.00, pays 10 cents; in Robey street, from Berwyn avenue to 150 feet southward; size 6 inches; probable cost of hydrants and basins, \$187.50; pays 10 cents.

Respectfully,

WM. L. O'CONNELL,  
*Acting Commissioner of Public Works.*

Ald. Bennett moved to concur in the request and pass the order therewith.

The motion prevailed and the order was passed by yeas and nays as follows:

Yeas — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

Nays—Conlon, Brennan—2.

The Board of Local Improvements submitted the following communication:

BOARD OF LOCAL IMPROVEMENTS,  
March 16, 1906.

*Hon. Edward F. Dunne, Mayor, and Members of the City Council:*

GENTLEMEN—I am directed by the Board to return the enclosed order concerning the issuing of a permit to Baird & Warner for the laying of water service pipes in sundry streets, and call your attention to the fact that the order should be referred to the Department of Public Works, and not to this Department, as ordered at the meeting of your Honorable Body, February 26th.

Respectfully submitted,

JOHN A. MAY,  
*Secretary.*

Ald. Siewert moved to refer the order

to the Department of Public Works.

The motion prevailed.

ALSO,

A report and ordinance establishing the grade of sundry streets.

By unanimous consent, the ordinance was put upon its passage and passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

#### **FIRST WARD.**

Ald. Coughlin, presented the following ordinance and moved its passage:

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Brad-

ley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to the Independent Brewing Association, its successors and assigns, to construct and maintain two stairway openings, each three (3) feet six (6) inches in width and eleven (11) feet in length in the sidewalk space in front of Nos. 130 and 132 East Madison street, which shall be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and filed in his office, the said stairways shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works; and that permission and authority be and the same are hereby granted to the Independent Brewing Association, its successors and assigns, to construct and maintain an opening, four (4) feet by four (4) feet, in the sidewalk space in front of No. 138 East Madison street, with iron cover for same, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto, in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, its successors and assigns shall restore said portion of the sidewalk at the place where said stairways and opening at No. 138 East Madison street, are located, to a condition satisfactory to the Commissioner of Public Works without cost or expense of

any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said stairways had been located shall be put in the same condition, safe for public travel, as the other part of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save, and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, its successors and assigns, shall at all times keep the sidewalk in which such stairways and opening at No. 138 East Madison street are located in a condition satisfactory to the Commissioner of Public Works, and pay annually therefor to the City of Chicago such amount as shall be agreed upon between the Mayor of Chicago, the Commissioner of Public Works and the said Independent Brewing Association.

SECTION 5. The permission and authority herein granted are upon the ex-

press condition that said grantee, its successors and assigns, shall comply with all general ordinances of the City of Chicago, now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such ordinance to be paid to the City of Chicago for such use, the grantee herein, its successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

Ald. Kenna presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Art Wall Paper Mills, No. 52 Lake street, to erect a glass sign over the front door of said premises, dimensions of said sign being 3 feet 2 inches by 4 feet 8 inches. Said sign to be erected in accordance with all rules and regulations of the Department of Public Works, and to the satisfaction of the Commissioner of Public Works. The permission hereby granted to be subject to revocation by the Mayor at any time.

Which was, on motion, duly passed.

## SECOND WARD.

Ald. Dixon, et al., presented the following order:

*Ordered*, That the Commissioner of Public Works is directed to remove the telegraph poles from the street on Wentworth avenue, between 22d and 39th streets, pursuant to an order heretofore entered.

Which was, on motion, duly passed.

Ald. Dixon presented an order for pav-

ing with brick the alley north of 29th street, between Michigan avenue and Indiana avenue, which was

Referred to the Board of Local Improvements.

Ald. Dixon presented the claim of M. L. Mandable, which was

Referred to the Committee on Finance.

### THIRD WARD.

Ald. Foreman presented an order for a voucher to Julia Muirhead, which was

Referred to the Committee on Finance.

### FOURTH WARD.

Ald. Richert presented an ordinance for vacating part of an alley in the block bounded by Archer avenue, Lime street, 27th street and Leo street, which was

Referred to the Committee on Streets and Alleys, South Division.

### FIFTH WARD.

Ald. McCormick presented an order for a temporary foot bridge across the tracks of the Chicago and Grand Trunk Railroad and the Wabash Railroad on Butler street, between 35th and 36th streets, which was

Referred to the Committee on Finance with a request for a report at the next regular meeting of the Council.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of Short street, from 25th street to Fuller street. (Incorrectly passed March 5, 1906.)

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, Mc-

Cormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of South Kedzie avenue, from 36th street to 39th street.

By unanimous consent, on motion of Ald. Martin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

### SIXTH WARD.

Ald. Young requested the preservation of the rights of the special order, the report of the Committee on Gas, Oil and Electric Light on ordinance granting the Illinois District Telegraph Company and the American District Telegraph Company permission to lay wires, etc., which had been set for 8:30 o'clock.

The Chair stated that the rights would be preserved.

Ald. Young presented the following order:

WHEREAS, The use of Lake avenue by the public at the intersection of said avenue and the tracks of the Chicago Junction Railway, has been seriously interfered with, for a period of several months, caused by the work of elevation of the tracks of said railway; and

WHEREAS, Lake avenue has been unnecessarily blocked at the point stated for an unreasonable period of time; therefore,

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to take such steps as may be necessary to open Lake avenue for public traffic at the intersection of said avenue with the tracks of the Chicago Junction Railway.

Which was on motion duly passed.

Ald. Young presented an ordinance granting a permit to Thomas E. Wells for a sidewalk opening at the southeast corner of 47th street and Forrestville avenue, which was

Referred to the Committee on Compensation.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for grading and macadamizing the present roadway of Greenwood avenue, from 43d street to Lake avenue.

By unanimous consent, on motion of Ald. Potter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Brad-

ley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a 6-foot cement sidewalk on the south side of 50th street, from State street to Vincennes avenue, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a 6-foot cement sidewalk on the south side of 50th street, from State street to Vincennes avenue," passed July 1, 1901, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed August 26, 1902, Warrant No. 31224, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—58.

*Nays*—Conlon, Brennan—2.

#### SEVENTH WARD.

Ald. Snow presented the following order:

*Ordered*, That the Commissioner of Public Works is hereby authorized and

directed to issue a permit to the Woodlawn Improvement Association, authorizing the use of city water without cost, from April 1, 1906, to November 15, 1906, in consideration of the cleaning of the following streets: 63d street, from Cottage Grove to Jackson Park avenues; Monroe avenue, from 60th to 67th streets; and Drexel avenue, from 63d to 65th streets; said permit to contain a condition that if said Woodlawn Improvement Association shall fail to clean said streets, or any of them, to the satisfaction and approval of the Commissioner of Public Works, or if said water is used for any other purpose than street sprinkling and cleaning, it shall pay to the city the full rate for all water used after the date of the issuance of said permit, and if said Woodlawn Improvement Association shall fail to comply with the conditions of said permit, the Mayor shall revoke the same, and no other permit shall be issued to said Association until all charges have been paid.

Which was on motion duly passed.

Ald. Snow presented the following ordinances:

WHEREAS, On February 25, 1901, page 2300, Council Proceedings of that date, an ordinance was passed granting permission to Findeisen & Kropf Manufacturing Company to lay down, maintain and operate a single railroad switch track connecting with the west track of the Pittsburg, Cincinnati, Chicago and St. Louis Railway at a point thereon not more than one hundred (100) feet south of the south line of West 21st place, formerly known as Hinman street; and,

WHEREAS, Said franchise is no longer enjoyed by said Findeisen & Kropf Manufacturing Company, inasmuch as the switch track has been abandoned and removed; therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance passed

February 25, 1901, and published on page 2300, Council Proceedings of that date, granting permission and authority to Findeisen & Kropf Manufacturing Company, its successors and assigns, to lay down, maintain and operate one private single side track connecting with the west track of the Pittsburg, Cincinnati, Chicago and St. Louis Railway at a point thereon not more than one hundred (100) feet south of the south line of West 21st place, formerly known as Hinman street; thence in a northwesterly direction, etc., be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force and take effect from and after its passage.

#### AN ORDINANCE

Amending an ordinance passed February 26, 1906.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1 of an ordinance passed February 26, 1906, and published on page 2751 of the Council Proceedings of that date, granting permission and authority to John T. Pirie, Sr., Andrew McLeish, Samuel C. Pirie, John T. Pirie, Jr., John E. Scott, and J. W. Scott, comprising the firm of Carson, Pirie, Scott & Co., their successors and assigns, to construct, maintain and use for a period of ten years two additional stories or covered passage ways to the one-story bridge or covered passage way now being maintained by said firm of Carson, Pirie, Scott & Co. across the alley running north and south from Monroe street to Madison street, and between State street and Wabash avenue, be and the same is hereby amended by striking out the words and figures, "the south sixty (60) feet of original Lot 6," and substituting therefor, "Sub Lots eight (8) and nine (9), of B. F. Morris' Sub-division of certain lots."

SECTION 2. This ordinance shall be in

full force and effect from and after its passage.

Which were on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

Ald. Snow presented the claims of D. E. Stanhope and C. C. Broomell, which were

Referred to the Committee on Finance.

The Clerk on motion of Ald. Snow presented an ordinance repealing an ordinance for vacating Muskegon avenue, from 115th street to 130th street, deferred February 14, 1906.

Ald. Snow moved that the ordinance be placed on file.

The motion prevailed.

Ald. Bennett presented the following orders:

*Ordered*, That an order passed January 15th, 1906, and shown at pages 2129 and 2130 of the Council Proceedings of that date, and amended February 26th, 1906, as shown at page 2898 of the Council Proceedings of that date, be and the same is hereby amended to read as follows:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to the several officers and employes of the City of Chicago, on account of their salaries and compensation, respectively, for the months of January, February and

March, 1906, seventy-five (75%) per cent of the amount per month authorized to be paid for the fiscal year ending December 31st, 1905; subject however to such changes as may be made in such salaries and compensation by general appropriation ordinance for the fiscal year of 1906. All reductions which shall be made by said general appropriation ordinance to be charged against the salaries and compensation for the month of April, 1906, of the person whose pay may be reduced, and the Comptroller shall pay the necessary current expenses of the city departments until the passage of the appropriation bill for 1906.

*Ordered*, That the City Comptroller be and he is hereby authorized to make the following settlement with Cook County in the matter of claims between the city and the county, the county to pay to the city for dieting prisoners at the Bridewell, ninety-four thousand eight hundred thirty-eight and forty one-hundredths (\$94,838.40) dollars, said amount to be included by the county in their current appropriation bill, the city to cancel all charges assessed against the county for water furnished the County Hospital and Dunning institutions, amounting to seventy thousand two hundred eight and fifty-five one-hundredths (\$70,208.55) dollars, the city to make no further charges against the county for water supplied to these institutions; the county to pay for bills for all water delivered to the County Building and the County Jail, and the city to take up and enter into a new agreement and contract with the county in relation to payment for the dieting of prisoners at the Bridewell; and be it further ordered that the Commissioner of Public Works shall make the necessary decreases on the books of the water office, agreed upon in the above order, when so instructed to do by the City Comptroller.



*Ordered*, That the City Electrician be and he is hereby authorized and directed to enter into a contract on behalf of the City of Chicago with C. H. Hanson, incorporated, for the purchase of four thousand (4,000), more or less, automobile number plates, and for four hundred (400) duplicate automobile number plates with letters thereon, and with the figures "1906," and the words "City of Chicago" on all of said number plates, in accordance with proposal of date March 3, 1906; said number plates to be furnished at the rate of twenty-four (24) cents each, except the duplicate plates with letters thereon, which are to be furnished at the rate of thirty-five (35) cents each.

Which were on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

Ald. Bennett presented a communication and ordinance amending the revised Municipal Code in relation to city parks, public playgrounds, and bathing beaches.

Ald. Bennett moved that the same be deferred and published.

The motion prevailed.

The following are the communication and ordinance:

OFFICE OF THE CORPORATION COUNSEL,)

March 12, 1906. }

Hon. Frank I. Bennett, Chairman Finance Committee:

DEAR SIR:—At the request of Ald.

Beilfuss and the Secretary of the Bureau, I have redrafted the ordinance amending the Code in relation to City Parks, Public Play Grounds and Bathing Beaches, in order to more clearly define the duties of the officers of said Bureau. The new ordinance is transmitted herewith.

Yours respectfully,

LEON HORNSTEIN,

*Assistant Corporation Counsel.*

#### AN ORDINANCE

Amending Articles I and II of chapter XLV of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Articles I and II of Chapter XLV of the Revised Municipal Code of Chicago of 1905 be and the same are hereby amended so as to read as follows:

#### "ARTICLE I.

##### "PARKS, PUBLIC PLAY GROUNDS AND BATHING BEACHES.

"1554—(Bureau Established.)—There is hereby established a bureau of the Municipal Government to be known as the Bureau of Parks, Public Play Grounds and Bathing Beaches, which shall embrace the Superintendent of City Parks, Superintendent of Public Play Grounds and Bathing Beaches, the Secretary, and such other employees as the city council may by ordinance provide. Such Bureau shall be under the sole supervision and control of the Special Park Commission as constituted by a resolution of the City Council passed November 6, 1899, and amended November 27, 1899.

"1555—(Superintendent of City Parks—Duties.)—There is hereby created the office of Superintendent of City Parks. He shall be under the immediate jurisdiction and control of the Special Park Commission, and shall have the management and control of all City Parks, Public squares,

and other open places at street intersections, subject to the supervision of said Commission, and he shall also perform such other duties as the said Commission shall direct. He shall have full power, direction and control over all such employees as may be provided for by the city council in connection with the improvement, maintenance and management of such Parks, Squares and other open spaces.

"1556—(Superintendent of Public Play Grounds and Bathing Beaches—Duties.) There is also hereby created the office of Superintendent of Public Play Grounds and Bathing Beaches. He shall be under the immediate jurisdiction and control of the Special Park Commission and shall have the management and control of all Public Play Ground and Bathing Beaches, and of all matters pertaining to the administration, improvement, conduct and regulation thereof, subject to the supervision of said Commission; and shall also perform such other duties as the said Commission shall direct. He shall have full power, direction and control over all such employees as may be provided for by the city council in connection with the improvement, maintenance and management of such Public Play Grounds and Bathing Beaches.

"1557. — (Secretary — Duties.) — There is also hereby created the office of Secretary of the Bureau of Parks, Public Play Grounds and Bathing Beaches. Said Secretary shall perform all clerical duties required in and about said Bureau, and shall keep a full and comprehensive record in all matters pertaining to said Bureau. He shall also perform such other duties as he may be required to perform by the Special Park Commission.

"1558—(Jurisdiction and Superintendence.)—The Special Park Commission shall have jurisdiction over all Public Play Grounds and Bathing

Beaches which are under the direct control of the city, and also over all City Parks, Public Squares, and other open spaces at street intersections, including the following: Ellis Park, Douglas Monument Park, Aldine Square, Lakewood Park, Green Bay Park, Oak Park, Washington Square Park, Kedzie Park, Bickerdyke Square, Congress Park, Irving Park, Jefferson Park, Gross Park, De Kalb Square, Norwood Park, Dauphin Park, Eldred Park, Austin Park, Merrick Park, Holden Park, Schoenhofen Park, Normal Park, Barnard Park, Fernwood Park, 72d street Park, Rosalie Park, Crescent Park, Kosciuski Park, Powell Park, Adams Park, Triangle at Ogden avenue, North Clark and Wells streets; Triangle at North Clark, Belden avenue and Sedgwick streets; Triangle at Clark, La Salle and Eugenie streets.

"It shall also be the duty of said Special Park Commission to superintend all of said parks, public play grounds and bathing beaches, and wherever the same are enclosed to keep the fences thereof in repair; also to keep all walks in order and trees properly trimmed, and to improve the same from time to time as shall be determined upon by the said Commission, subject to the approval of the City Council.

"1559—(Police Powers of Officers of Bureau.—The Superintendent of City Parks, the Superintendent of Public Play Grounds and Bathing Beaches, the Secretary of said Bureau, and any other employee of said Bureau in charge of any Park, Public Play Ground or Bathing Beach, shall have full police powers, and for that purpose shall be sworn in as special policemen by the Superintendent of Police, and furnished with suitable badges of authority, and shall have also full power to eject from the Public Play Ground any person who acts in a disorderly manner, or in a manner cal-

culated to injure the property of the City within such Public Play Grounds, or in a manner calculated to interfere with the full enjoyment of same by the public.

## "ARTICLE II.

### " GENERAL REGULATIONS.

"1560—(Entrance and Egress.)—Wherever any Park, Public Play Ground or Bathing Beach of the City is enclosed, no person shall enter or leave the same except by the gateways. No person shall climb or walk upon the walls or fences thereof. Any of the entrances to such Parks, Public Play Grounds or Bathing Beaches of the city may be closed at any time by the direction of the officer or employee in charge of same.

"1561—(Animals Prohibited.) — No person shall turn or lead any cattle, horses, goat, swine or other animals into any of such parks, public play grounds or bathing beaches.

"1562.—(~~Firearms—Missiles.~~)— All persons are forbidden to carry firearms or to throw stones or other missiles within any of the parks, public play grounds or bathing beaches of the city, and all persons are forbidden to cut, break or in any way injure or deface trees, shrubs, plants, turf or any of the buildings, fences, bridges or other construction or property contained therein.

"1563—(Peddling and Hawking Prohibited.) — No person shall expose any article or thing for sale within any such parks, public play grounds or bathing beaches, nor shall any hawking or peddling be allowed therein.

"1564—(Indecent Words—Fortune Telling.)—No threatening, abusive, insulting or indecent language shall be allowed in any part of such parks, public playgrounds or bathing beaches; nor shall any conduct be permitted whereby a breach of the peace may be occasioned; nor shall any person

tell fortunes or play any game of chance at or with any table or instrument of gaming, nor shall any person commit any obscene or indecent act therein.

"1565—(Bill Posting Prohibited.)— No person shall post or otherwise affix any bills, notice or other paper upon any structure or thing within any such park, public play ground or bathing beach belonging to the city, nor upon any of the gates or inclosures thereof.

"1566—Prohibited Uses.)—No person shall play upon any musical instrument, nor shall any person take into, or carry or display in any Park, Public Play Ground or Bathing Beach, any flag, banner, target or transparency, nor shall any military company parade, drill, or perform therein, any military or other evolutions or movements, without a special permit from the Special Park Commission.

"1567—(Bonfires.)—No person shall light, make or use any bonfire in any such Parks, Public Play Grounds or Bathing Beach.

"1568—(Grass.)—No person shall go upon the grass, lawn or turf of any of the city parks, except when and where the word 'common' is posted, indicating that persons are at liberty at that time and place to go on the grass.

"1569—(Penalty.)—Any person who shall violate any of the provisions in this article shall be fined not less than five dollars nor more than one hundred dollars for each offense."

SECTION 2. All parts of the Municipal Code of Chicago of 1905 which are in conflict with Articles I and II of Chapter 45 of said Code as amended in Section 1 hereof, are hereby repealed.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and due publication.

Ald. Bennett presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next regular meeting of this council to be held after the meeting of Monday, March 19, 1906 be and the same is hereby fixed for Thursday, March 22nd, 1906 at 7:30 o'clock P. M.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

Later, Ald. Bennett moved to reconsider the vote last taken.

The motion prevailed.

Ald. Bennett moved to amend the ordinance by striking out the words, "7:30 o'clock," and by inserting in lieu thereof the words "4:30 o'clock."

The motion prevailed.

Ald. Bennett moved the passage of the ordinance as amended.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman,

Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next regular meeting of this Council to be held after the meeting of Monday, March 19, 1906, be and the same is hereby fixed for Thursday, March 22, 1906, at 4:30 o'clock P. M.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on the north side of 67th street, from Evans avenue to the first alley east, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled: "An ordinance for a 6-foot cement sidewalk on the north side of 67th street, from Evans avenue to the first alley east," passed May 15, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed September 28, 1905, Warrant No. 33764, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, Mc-

Cormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

### EIGHTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: On the south side of 92d place, from Macfarlane avenue to Jackson Park avenue, etc.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

### NINTH WARD.

Ald. Fick presented the following resolutions:

**WHEREAS**, This Council has learned with sorrow and regret of the death of former Alderman William J. Murphy;

**WHEREAS**, As Alderman of the old Sev-

enth Ward from 1888 to 1893 and from 1897 to 1899 he served our city with zeal and fidelity and merited the gratitude of his fellow citizens; therefore, be it

*Resolved*, That as a mark of respect for the deceased these resolutions be spread upon the records of the Council, and that our heartfelt sympathy be hereby tendered to his afflicted family in their sad bereavement.

*Resolved further*, That the City Clerk is hereby directed to transmit a copy of these resolutions, suitably engrossed, to the family of the deceased.

Ald. Fick moved the adoption of the resolutions by a rising vote.

The motion prevailed.

### TENTH WARD.

Ald. Scully presented the following orders:

*Ordered*, That the City Electrician be and he is hereby directed to have electric lights placed upon Washburne avenue, between Waller street and Wood street, and that all the wires be palced underground.

*Ordered*, That the Corporation Counsel be and he is hereby requested to furnish at his earliest convenience an opinion as to the power of the city to construct and maintain an institution or hospital for the care and treatment of persons suffering from delirium tremens or acute alcoholism. The Corporation Counsel is likewise requested to furnish an opinion to the City Council in connection with the opinion as mentioned, as to the power of justices of the peace to commit the persons referred to to such an institution for any period of time. The Corporation Counsel is also directed to draft an ordinance along the lines above suggested if he is of the opinion that it would be legal and valid.

Which were, on motion, duly passed.

Ald. Scully presented an order for a sewer in Washburne avenue, between

Waller street and Wood street, which was

Referred to the Board of Local Improvements.

### ELEVENTH WARD.

Ald. Cullerton presented the following resolution:

**WHEREAS**, The proposed ordinance relating to the number of saloons to be licensed per capita in the city, contains no provision for the transfer of licenses, therefore, be it

**Resolved**, That the Corporation Counsel be and is hereby requested to submit an opinion to this Council at its next regular meeting as to whether such licenses are transferable in the absence of such provision.

Which was, on motion, duly adopted.

Ald. Cullerton presented the claim of Sylvester Zaleski, which was

Referred to the Committee on Finance.

Ald. Cullerton presented an ordinance for the issuance of "bar permits," which was

Referred to the Committee on License.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt West 18th place, from Laffin street to 200 feet west of South Wood street.

By unanimous consent, on motion of Ald. Hoffman, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward).

Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

**Nays**—Conlon, Brennan—2.

### TWELFTH WARD.

Ald. Uhler presented the following order:

**Ordered**, That the City Electrician be and he is hereby directed to erect two boulevard head lamps (gasoline) in front of the Bohemian Emanuel Baptist Church at 1296-1298 South Trumbull avenue, between 26th and 27th streets, on the east side of Trumbull avenue.

Which was, on motion, duly passed.

### THIRTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Flournoy street, from 548.5 feet east of South Washtenaw avenue to South Albany avenue.

By unanimous consent, on motion of Ald. Considine, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

**Nays**—Conlon, Brennan—2.

### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt Gross Terrace, from West

Madison street to Colorado avenue.

By unanimous consent, on motion of Ald. Riley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of West Polk street, from South Washtenaw avenue to 518 feet east, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for the improvement of West Polk street, from South Washtenaw avenue to 518 feet east," passed January 22, 1906, be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d

ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO

The following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of West Polk street, from South Washtenaw avenue to South Kedzie avenue, in the City of Chicago, County of Cook, and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for the improvement of West Polk street, from South Washtenaw avenue to South Kedzie avenue," passed March 5, 1906, be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

#### FOURTEENTH WARD.

Ald. Harkin presented a petition for a prohibition district in the territory bounded by Lake street, California avenue, Washington boulevard, and Fall street, which was

Referred to the Committee on License.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, filling and paving with asphalt Christiana avenue, from West Ohio street to West Chicago avenue.

By unanimous consent, on motion of Ald. Harkin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kobouff, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

### FIFTEENTH WARD.

Ald. Beilfuss presented an order on the Committee on Finance to appropriate a sufficient sum of money to put in proper condition intersections on streets where the roadway has been narrowed, which was

Referred to the Committee on Finance.

### SIXTEENTH WARD.

Ald. Nowicki presented an ordinance for the vacation of part of North Paulina street, which was

Referred to the Committee on Streets and Alleys, West Division.

### EIGHTEENTH WARD.

Ald. Conlon presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Pennsylvania

Company to suspend sign, ten (10) feet by one and one-half (1½) feet in dimension over sidewalk in front of its freight office, No. 171 South Canal street; said sign shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time in his discretion.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Dr. H. P. Bagley to erect and maintain a V-shaped sign, extending three (3) feet from the building line, and being two (2) feet high and one (1) foot thick, in front of the premises No. 180 W. Madison street. Said sign to be erected and maintained in accordance with the rules and regulations of the Department of Public Works, and under the supervision and to the satisfaction of the Commissioner of Public Works. This privilege may be revoked at any time by the Mayor at his discretion, whereupon this order shall become null and void.

Which were, on motion, duly passed.

Ald. Conlon presented the claim of Mary McNally, which was

Referred to the Committee on Finance.

Ald. Conlon presented an ordinance for a permit to the Wheeling Corrugating Company to construct a coal hole in front of the premises known as 25 North Clinton street, which was

Referred to the Committee on Compensation.

### TWENTY-FIRST WARD.

Ald. Reese presented the following orders:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Nelson Bros. to erect and maintain a "V" sign, size 8½ feet by 1½ feet, in front of No. 441 North Clerk street; said sign to be erect-



ed in accordance with the rules and regulations of the Department of Public Works, and said permit to be subject to revocation at any time in the discretion of the Mayor.

*Ordered*, That the City Electrician be and he is hereby directed to issue a permit to R. A. Allen to string one private telephone wire from his place of business, 284 North Clark street, to his residence, 400 Chestnut street. Said wire shall be erected and maintained in accordance with all rules and regulations of the Department of Electricity. This privilege shall be subject to termination by the Mayor at any time in his discretion.

Which were, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with granite blocks the alley from Dearborn avenue to North State street, between Indiana street and Illinois street.

By unanimous consent, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kobout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

AN ORDINANCE

Repealing an ordinance for a six-foot cement sidewalk on both sides of Pine street, from Illinois street to Michigan street, in the City of Chicago,

County of Cook and State of Illinois.  
*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Pine street, from Illinois street to Michigan street," passed March 9, 1903," be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Warrant No. 32381, confirmed August 3, 1903, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kobout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

## TWENTY-SECOND WARD.

Ald. Dougherty presented an ordinance amending Section 1927 of the Revised Code of 1905 in re the number of hours of labor for city employes, and payment for overtime, which was

Referred to the Committee on Finance.

Ald. Dougherty presented the following ordinances:

AN ORDINANCE

For the vacation of certain alleys in Block sixty-nine (69) of Elston Addition to Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the alleys adjoining

Lots one (1), two (2), three (3), four (4), five (5), six (6), seven (7), eight (8), nine (9), ten (10), eleven (11), fifteen (15), sixteen (16), seventeen (17) and eighteen (18) in Block sixty-nine (69), Elston Addition to Chicago, as shown in red and marked "alley hereby vacated" upon the accompanying plat which is hereby made a part of this ordinance, be and the same are hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless the sum of five thousand six hundred twenty and thirty-two one-hundredths dollars (\$5,620.32), shall be paid to the City Comptroller by or on behalf of the owners of said lots within sixty (60) days next after the passage of this ordinance, and provided further that this ordinance shall not take effect unless within thirty (30) days after the passage of same the owners of said lots shall file or cause to be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, a plat showing the alleys so vacated.

SECTION 2. This ordinance shall take effect and be in force from and after its passage, subject, however, to the provisions of Section 1 hereof, and unless the payment hereinabove mentioned is made within the time fixed and the plat provided for herein is filed within the time fixed, this ordinance shall be absolutely null and void.

#### AN ORDINANCE

Dedicating the west 15.5 feet of Lot one (1), in County Clerk's Division of Lots one (1) to four (4), in Block two (2), of Kinzie's Addition to Chicago, and vacation of part of alley in Block two (2), Kinzie's Addition, described as follows: Commencing at the northeast corner of Lot one (1), in County Clerk's Division of Lots one (1) to four (4), in said block, running thence southwesterly along the southeasterly line of said Lot one (1) to a point intersecting a line 15.5 feet east of the

west line of said Lot one (1); thence southerly to the northwesterly corner of Lot twelve (12) in said Block two (2); thence northeasterly along the northwesterly line of Lots twelve (12) and thirteen (13) in said Block two (2) to Kinzie street, and thence west to the place of beginning.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that part of the public alley in Block two (2), of Kinzie's Addition to Chicago in the City of Chicago, County of Cook and State of Illinois, and described as follows, to-wit: Beginning at the northeast corner of the east one-half (E.  $\frac{1}{2}$ ) of Lot one (1) in said Block two (2), running thence southwesterly along the southeasterly line of the east one-half (E.  $\frac{1}{2}$ ) of said Lot one (1) to a point intersecting a line 15.5 feet east of the west line of the east one-half (E.  $\frac{1}{2}$ ) of said Lot one (1); thence southerly to the northwesterly corner of Lot twelve (12) in said Block two (2); thence northwesterly along the northwesterly line of Lots twelve (12) and thirteen (13) in said Block two (2) to Kinzie street, and thence west to the place of beginning, as shown on the plat hereto attached which is hereby made a part of this ordinance, be and the same is hereby vacated, inasmuch as the said portion of said alley is no longer required for public purposes and the public interest will be subserved by this vacation.

SECTION 2. The vacation hereinbefore provided for shall be on the express conditions that Frank E. Habicht, who may derive a pecuniary advantage by reason of said vacation, shall pay the sum of twelve hundred and thirty-one and twenty one-hundredths (\$1,231.20) dollars to the Comptroller of the City of Chicago within thirty (30) days from the date of the passage of this ordinance, and also that the said Frank E. Habicht shall dedicate as a public alley and open to public use as such the west 15.5 feet of the east one-half (E.  $\frac{1}{2}$ ) of Lot one

(1) in Block two (2) in Kinzie's Addition to Chicago, and that he shall file for record in the office of the Recorder of Deeds of Cook County, Illinois, within thirty (30) days after the passage of this ordinance a map or plat showing the part of the alley so vacated and the alley so dedicated, which part of said alley so vacated is shown on the attached plat in blue and marked "to be vacated," and which alley so proposed to be dedicated is shown on the attached plat in red and marked "to be dedicated"; and it is made a further express condition of said vacation that the alley so dedicated shall, within sixty (60) days after the passage of this ordinance, be improved by the said Frank E. Habicht in a manner satisfactory to the Commissioner of Public Works and be opened for use to the public.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and approval subject, however, to the provisions of Section 2 hereof and in case the conditions of Section 2 hereof are not complied with in the time prescribed therein, then upon the expiration of said time so prescribed this ordinance shall be wholly void and of no effect.

Which were on motion duly passed by yeas and nays as follows:

*Yeas* -- Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

Ald. Sullivan presented the claim of Charles Wurster for salary, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with granite blocks the alleys in the block bounded by North Franklin street, Michigan street, Wells street and Kinzie street.

By unanimous consent, on motion of Ald. Dougherty, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for plastering curb walls, curbing, filling and paving with asphalt Blackhawk street, from North Halsted street to Hawthorn street.

By unanimous consent, on motion of Ald. Sullivan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

**TWENTY-THIRD WARD.**

Ald. Werno requested the preservation of the rights of the special order, the report of the Committee on Local Transportation in re. the "Track Elevation Ordinance" of the C., M. & St. P. Railway Co. (Evanston Division) and amendments thereto, which had been set for 8:00 o'clock.

The Chair stated that the rights would be preserved.

Ald. Werno presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Thomas F. Walsh to erect a wooden V-shaped restaurant sign over his door at 306 Center street, said sign to be 50 inches long, and 18 inches wide. Said sign shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time in his discretion.

Which was, on motion, duly passed.

**TWENTY-FOURTH WARD.**

Ald. Hahne presented an order for a cement sidewalk on both sides of Fletcher street, between Robey street and West Ravenswood Park, which was

Referred to the Board of Local Improvements.

**TWENTY-FIFTH WARD.**

Ald. Williston presented on ordinance for the licensing of bathing beaches, which was

Referred to the Committee on Judiciary.

The Board of Local Improvements submitted the following ordinance:

**AN ORDINANCE**

Repealing an ordinance for a six-foot ce-

ment sidewalk on both sides of Greenleaf avenue, from Ridge avenue to West Ravenswood Park, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a six-foot cement sidewalk on both sides of Greenleaf avenue, from Ridge avenue to West Ravenswood Park," passed March 6, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed July 11, 1905, Warrant No. 33639, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas* — Coughlin, Kenma, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

**TWENTY-SIXTH WARD.**

Ald. Reinberg presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby instructed to lay a water main in North Robey street, from Hood avenue north one hundred feet, provided that it pays a permanent annual revenue of ten cents per lineal foot.

Which was, on motion, duly passed.

Ald. Reinberg presented the claim of the Home Laundry, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, filling, grading and paving with asphalt North Robey street, from Lawrence avenue to Balmoral avenue.

By unanimous consent, on motion of Ald. Reinberg, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: Both sides of Eddy street, from North Robey street to West Ravenswood Park, etc.

By unanimous consent, on motion of Ald. Lipps, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Brad-

ley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: South side of Grace street, from Osgood street to Southport avenue, etc.

By unanimous consent, on motion of Ald. Reinberg, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On both sides of Larchmont avenue, from West Ravenswood Park to Lincoln avenue, etc.

By unanimous consent, on motion of Ald. Lipps, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfusa, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps,

Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

Nays—Conlon, Brennan—2.

## TWENTY-SEVENTH WARD.

Ald. Butler presented the following order:

*Ordered*, That the Commisisoner of Public Works be and he is hereby directed to have a water main laid in West Argyle avenue, from North 52d avenue eastward to North 50th avenue, as far as the same will pay a permanent annual revenue of ten cents per lineal foot, and the balance of the block for circulation and fire protection.

Which was, on motion, duly passed.

Ald. Siewert presented the claims of the premises known as 969 North 40th avenue, and 1034 North 43d avenue, for rebate of water tax, which were

Referred to the Committee on Finance.

Ald. Siewert presented an order for a change in the sidewalk line on the west side of North 43d avenue, from Armitage avenue to Fullerton avenue, which was

Referred to the Board of Local Improvements.

Ald. Siewert presented an ordinance granting a permit to Geo. Hock for a coal hole in front of 1397 W. North avenue, which was

Referred to the Committee on Compensation.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cinder sidewalk on a system of streets as follows, to-wit: On the south side of West Fullerton avenue, from North 56th avenue to North 60th avenue, etc.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Harding,

Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

Nays—Conlon, Brennan—2.

## TWENTY-EIGHTH WARD.

Ald. Larson presented an order for paving with asphalt Milwaukee avenue from Fullerton avenue to Kedzie avenue, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt North Leavitt street, from Milwaukee avenue to Armitage avenue.

By unanimous consent, on motion of Ald. Larson, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

Yeas—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—58.

Nays—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and est

mate for a cement sidewalk on a system of streets as follows, to-wit: On the south side of Armitage avenue, from North Leavitt street to 100 feet east of North Leavitt street, etc.

By unanimous consent, on motion of Ald. Larson, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

#### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On both sides of Wabansia avenue, from Milwaukee avenue to North Western avenue, etc.

By unanimous consent, on motion of Ald. Larson, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

### THIRTIETH WARD.

Ald. Bradley presented an ordinance for a permit to the Manhattan Brewing Company to install electric wires, etc., which was

Referred to the Committee on Gas, Oil and Electric Light.

Ald. Burns presented an ordinance granting permission and authority to Henry H. Evans to construct, maintain and operate, for a period of twenty years, a line or lines of telephone and telegraph wires, which was

Referred to the Committee on Gas, Oil and Electric Light.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alley from Root street to West 42d street, and between South Halsted street and Emerald avenue.

By unanimous consent, on motion of Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

#### ALSO,

A recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with granite blocks South Halsted street, from West 47th street to West 49th place.

By unanimous consent, on motion of Ald. Burns, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

**ALSO,**

A recommendation, ordinance and estimate for grading and paving with slag macadam Princeton avenue, from Root street to West 47th street.

By unanimous consent, on motion of Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

**ALSO,**

A recommendation, ordinance and estimate for curbing, grading and macadamizing Swann street, from Stewart avenue to the Chicago, Rock Island and Pacific Railway.

By unanimous consent, on motion of Ald. Burns, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

**THIRTY-FIRST WARD.**

Ald. O'Connell presented an amendment to Section 1909 of the Revised Code of 1905 in re. the loss of special assessment receipts, which was

Referred to the Committee on Finance.

Ald. O'Connell presented the claims of John J. Reidy and Michael Malone for personal injuries, which were

Referred to the Committee on Finance.

**THIRTY-SECOND WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a water supply pipe in West 75th street, from State street to Vincennes road.

By unanimous consent, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward)



Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

AN ORDINANCE.

Repealing an ordinance for a 6-foot cinder sidewalk on the west side of Birkhoff avenue, from 83d street to Vincennes road, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for a 6-foot cinder sidewalk on the west side of Birkhoff avenue, from 83d street to Vincennes road," passed January 19, 1903, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, confirmed April 16, 1903, Warrant No. 31942, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

THIRTY-THIRD WARD.

Ald. Bihl presented the claim of Charles V. Anderson, which was

Referred to the Committee on Finance.

Ald. Hunt presented on order for paving, with brick, Noble court, from 75th street to South Chicago avenue, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a system of sewers as follows: In Cottage Grove avenue, from 79th street to 75th street, etc.

By unanimous consent, on motion of Ald. Bihl, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a sewer in West 108th place, from Wentworth avenue to the first alley west of State street.

By unanimous consent, on motion of Ald. Hunt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward),

Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

### THIRTY-FIFTH WARD.

Ald. Race presented the following order:

*Ordered*, That the Corporation Counsel be and is hereby directed to prepare and submit to this Council an ordinance for the vacation of a strip of land in the middle of Superior street, from Central avenue to Willow avenue, Austin. Same under ordinance for paving.

Which was on motion duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, filling and paving with asphalt Park avenue, from South 48th court to the Belt Railway of Chicago.

By unanimous consent, on motion of Ald. Hunter, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick, (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

### REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

#### FINANCE.

The Committee on Finance, to whom

was referred the claim of Cornelius Anglum for damages to property, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Cornelius Anglum, for damages to property, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Corporation Counsel be and he is hereby authorized and directed to allow judgment to be taken against the City in favor of Cornelius Anglum in the sum of eighteen hundred dollars (\$1800.00), same to be in full of all claim for damages to premises at the southeast corner of Fortieth street and Armour avenue, caused by the elevation of the tracks of the Lake Shore and Michigan Southern Ry. Co. and lowering of the Stock Yards tracks and right-of-way on Fortieth street. This action is taken in accordance with the opinion of the Corporation Counsel, attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred the claim of John Lawson for personal injuries, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom

was referred claim of John Lawson for personal injuries, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the City Attorney be and he is hereby authorized and directed to allow judgment to be taken against the city in favor of John Lawson in the sum of one hundred fifty dollars (\$150.00) and costs, same to be in full for all claims of whatever kind or nature arising from or growing out of an accident to said John Lawson on April 5th, 1904, in front of 1115 or 1117 Forty-seventh Place, on account of defective sidewalk. This action is taken in accordance with the opinion of the City Attorney, attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred bids for the disposition of garbage, submitted a report recommending that all bids be rejected, and the checks deposited by the bidders with the city be returned to the respective bidders.

Ald. Bennett moved to concur in the report.

The motion prevailed.

#### LOCAL TRANSPORTATION.

The Committee on Local Transportation, to whom was referred an ordinance granting permission to the Chicago City Railway Company to change the alignment of its tracks at the corner of Wabash avenue and Randolph street and the corner of Wabash avenue and Madison street, submitted a report recommending the passage of an accompanying amendatory ordinance, and asked to have an opinion presented in connection therewith published.

Ald. Werno moved that the report be deferred and published.

The motion prevailed.

The following are the report and opinion:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Local Transportation, to whom was referred an ordinance granting permission to the Chicago City Railway company to change the alignment of its tracks at the corner of Wabash avenue and Randolph street and the corner of Wabash avenue and Madison street, having had the same under advisement, beg leave to report and recommend the passage of the accompanying amendatory ordinance, and ask that the opinion herewith presented be published.

OFFICE OF THE CORPORATION COUNSEL,  
March 15, 1906.

*Hon. Charles Werno, Chairman Local Transportation Committee:*

DEAR SIR—I have the honor to transmit herewith a new ordinance which I have drawn granting permission and authority to the Chicago City Railway company to change the alignment of their tracks at the corner of Wabash avenue and Randolph street, and the corner of Wabash avenue and Madison street. From a legal standpoint, there is no objection to such change being made by said company, and in my opinion, the rights of the city will not suffer thereby. I have, however, deemed it advisable to make a new draft of the ordinance introduced by Alderman Kohout, and have inserted the usual provisions safeguarding the City's rights in same, in order that no question may arise in the future, concerning the privileges granted by such ordinance.

Yours respectfully,

LEON HORNSTEIN,  
*Assistant Corporation Counsel.*

Approved:

MACLAY HOYNE,

*Acting Corporation Counsel.*

## AN ORDINANCE

Granting the Chicago City Railway Company permission and authority to change the alignment of their tracks at the corner of Wabash avenue and Randolph street, and at the corner of Wabash avenue and Madison street in the City of Chicago.

WHEREAS, On December 21, 1874, the City Council of the City of Chicago passed an ordinance granting to the Chicago City Railway Company, permission and authority to construct, lay down, operate and maintain a double track railway with all necessary turn-outs, turn-tables, side tracks and switches, in, upon and along the course of certain streets in the City of Chicago therein named, including Wabash avenue from 22nd street to Madison street; and,

WHEREAS, On January 17, 1881, the City Council of the City of Chicago passed an ordinance granting to said Chicago City Railway Company, permission and authority to make all needful and convenient trenches, excavations and sewer connections, and to place all needful and convenient endless cables and machinery therein on any streets upon which its railways were then constructed; and,

WHEREAS, The City Council of the City of Chicago on July 11, 1881, granted to the Chicago City Railway Company permission and authority to lay down, operate and maintain a single track street railway, in Wabash avenue from the south line of Madison street northward to Lake street, and to operate thereon railway cars and carriages in connection with its railway upon Wabash avenue; and,

WHEREAS, On March 21, 1892, the City Council of the City of Chicago granted to the Chicago City Railway Company permission and authority to construct, lay down, maintain and operate, with horse or cable power, a street railway with the necessary side-tracks and switches from Wabash avenue east along and upon the

middle of Madison street to Michigan avenue, and to connect said track in Madison street with the tracks on Wabash avenue and also to construct and maintain a track on certain other streets named in said ordinance, including Randolph street between Wabash avenue and Michigan avenue, and giving the said company the right to connect such track on Randolph street with the tracks on Wabash avenue; and,

WHEREAS, By ordinances passed on July 30, 1883, as amended by an ordinance passed August 6, 1883, such rights were extended until July 30, 1903; and,

WHEREAS, By ordinances passed July 20, 1903, November 30, 1903, February 24, 1904, February 29, 1904, March 14, 1904, December 19, 1904, and February 23, 1905, the rights of said Chicago City Railway Company relating to the operation of cars on said streets were continued and extended from time to time, until June 1, 1905, subject to the reservations contained in said ordinances; and,

WHEREAS, By an ordinance passed by the City Council of the City of Chicago on March 20, 1905, the City Council declared its election to terminate the extension provided for in a certain ordinance passed on February 23, 1905, the same being the last of the aforesaid extension ordinances; and,

WHEREAS, By the ordinance passed by the City Council of the City of Chicago on December 19, 1904, the said Chicago City Railway Company was authorized to maintain an electric overhead trolley and to operate by means thereof its cars in the streets and over the curves herein mentioned at Wabash avenue and Madison street and at Wabash avenue and Randolph street, and is now operating large, double truck electric street cars on the said streets subject to the rights and reservations contained in said ordinances, including the right of the City of Chicago to terminate such privileges in the manner therein set forth; and,

WHEREAS, The present arrangement of street railway tracks at the corners of Wabash avenue and Madison street and Wabash avenue and Randolph street is not suitable to the safe operation of long double truck electric cars which are now used and operated as aforesaid over the curves at said corners; and,

WHEREAS, Two accidents have recently occurred at the corner of Wabash avenue and Madison street whereby cars of the said Chicago City Railway Company were badly damaged, and passengers on same narrowly escaped severe injury; and,

WHEREAS, The said Chicago City Railway Company is desirous of supplementing the service on said streets by a reconstruction of said curves, and desires to change the alignment of the tracks at the said corners, and to rearrange the curves and rebuild as much of the cable conduits and construction as is necessary to remove the dangerous arrangement of the tracks at said points; and,

WHEREAS, It appears to the City Council that the property owners and residents of territory adjoining the tracks of said company, and the people who use the cars and depend upon same for transportation, are desirous of having such alterations made, and that the service will be bettered by the said improvements, and for the further reason that the improvements in question are not and cannot be affected by the litigation now pending between the said Chicago City Railway Company and the City of Chicago; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to the Chicago City Railway Company, its successors or assigns, to change the alignment of the tracks at the corner of Wabash avenue and Randolph street, and at the corner of Wabash avenue and Madison street, used in connection with what is known as the Wabash Avenue Loop, and to re-

arrange the curves at said corners, and to rebuild as much of the cable conduits and construction connected therewith, as is necessary to remove the dangerous arrangement of the tracks at said points.

SECTION 2. The changes, alterations and reconstruction authorized by Section 1 hereof shall be under the direction and supervision of the Commissioner of Public Works, and to his satisfaction and approval.

SECTION 3. The permission and authority hereby given are upon the condition that if at any time in the future, the City of Chicago shall take proceedings to acquire the ownership of any of the lines mentioned in the said ordinances of December 21, 1874, July 11, 1881, or March 21, 1892, or any of the extensions thereof; or if the City may elect to cause the value of said lines or any part thereof to be ascertained by appraisalment, condemnation or otherwise, said valuation shall be made as though this grant had never been made, and as though the lines mentioned and described in this ordinance were then as now, operated without the new arrangement and new alignment of tracks provided for herein. And whatever new construction is hereby authorized, if so taken or appraised, shall be appraised in like manner, and under like conditions and restrictions, so that nothing resulting from the permission and authority hereby given shall ever operate to appreciate the value of the Street Railway rights in the streets in question, as now existing.

SECTION 4. This permission and authority shall be terminated at the election of the City Council of the City of Chicago, if the said City Council shall by the passage of an ordinance at any time hereafter, declare its election so to terminate the same, and shall in like manner terminate sooner, if the Mayor of the City of Chicago shall so elect, and shall notify said City Council of his said election; and upon the presentation to said City Council by the Mayor

of a communication notifying said City Council that he has so elected to terminate the same, the rights and privileges by this ordinance conferred, shall then and there forthwith expire.

SECTION 5. The rights and privileges hereby granted shall not in any manner impair, change or alter the now existing rights, duties and obligations of the said Chicago City Railway Company, or of the City of Chicago, nor shall the same operate as a waiver or surrender by either the City of Chicago, or the said Chicago City Railway Company, or any of their respective claims, and the passage of this ordinance and the issuance of a permit authorizing the construction necessary, as herein set forth, and the work done thereunder, shall be without prejudice to either the City of Chicago or the said Chicago City Railway Company.

SECTION 6. This ordinance shall take effect from and after the filing with the City Clerk of a written acceptance hereof duly executed by the Chicago City Railway Company, provided the same be so accepted within thirty (30) days from the date of the passage of this ordinance.

CHARLES WERNO,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission and authority to the Metropolitan West Side Elevated Railway Company to construct, maintain and operate two elevated and surface railroad lines, being extensions of the Humboldt Park and Douglas Park branches, submitted a report recommending the passage of an accompanying amendatory ordinance, and requested the publication of an opinion of the Corporation Counsel presented in connection therewith.

Ald. Werno moved that the report be deferred and published.

The motion prevailed.

The following are the report and opinion:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Local Transportation, to whom was referred an ordinance granting permission and authority to the Metropolitan West Side Elevated Railway Company to construct, maintain and operate two elevated and surface railroad lines, being extensions of the Humboldt Park and Douglas Park branches, having had the same under advisement, beg leave to report and recommend the passage of the accompanying amendatory ordinance, and ask that the opinion of the Corporation Counsel herewith presented be published.

OFFICE OF THE CORPORATION COUNSEL,  
March 15, 1906.

*Charles Werno, Esq., Chairman, Transportation Committee:*

DEAR SIR—Your communication of the 9th inst. submitting for consideration and suggestions the proposed ordinance of the Metropolitan West Side Elevated Railway Company authorizing the extension of its Humboldt Park and its Douglas Park branches, has been referred to me.

By way of amendment to the proposed ordinance the accompany seven sections are suggested as embodying provisions that are material and subserve the interests of the public. Section six is a substitute for the correspondingly numbered section of the proposed ordinance and in the way of addition thereto provides, that for each and every car that may be operated after May 1st of each year there shall be paid a license fee determined by length of service of such car. This provision is one that is manifestly just and should be embodied in the ordinance.

Section six and six-sevenths (6 6-7) [Sec. 7] requires the company to elevate its surface line whenever so ordered by the Council. The time within which such elevation must be made, after such action

of the Council, I have left blank as your Committee can more properly determine such matter.

In section 2 of the proposed ordinance reference by number is made to certain sections of the ordinance of April 7, 1892, which are sought to be re-enacted in the proposed ordinance. I would suggest that section 5 of the ordinance of April, 1892, be included in the list of sections so re-enacted.

In response to your request for an opinion as to the authority and power of the City to give an elevated railroad company the right to operate surface lines for more than 20 years on its own right of way and across public streets, I would say that the 20-year limitation statute, in my opinion is restricted in its application to a use of streets lengthwise and not to such use as results from the mere crossing of the parts that intervene between the property acquired by a railway company for railway purposes. The ordinance does not grant authority to use any part of any street lying in front of the property of any other person. The use thus sought may be granted to a railway company, and frontage consent is neither contemplated nor required by statute, as would be the case if the track extended along a street.

I do not, therefore, see how the 20-year limitation statute can have any application to the conditions here presented.

The company has furnished a copy of its Articles of Incorporation from which it would appear that the company is organized under the General Railroad Act. In *Lieberman v. Chicago Rapid Transit R. R. Co.*, 140 Ill., at page 146 the Court says:

"We are of opinion that said articles of incorporation are sufficient to authorize the petitioner to build an elevated railroad. \* \* \* Said articles declare it to be the purpose of said corporation to construct a railroad from a point \* \* \* to a point \* \* \* but nothing is said

as to whether the proposed railroad is to be an ordinary railroad built upon the surface of the earth, or one to be built at an elevation above the surface. It is contended, therefore, first, that said articles, by their terms, apply only to a surface railroad, and secondly that the statute under which the incorporation was formed contemplates the organization of railroad company only for the construction of ordinary surface railroads. To this view we are unable to assent.

The term railroad as used in the act of 1872, is clearly broad enough to include an elevated railroad, and we think the Legislature fairly intended to use the word in a sense sufficiently broad and general to include railroads of that character. The same word, when used in the petitioner's articles of incorporation, must be deemed to be used in a sense equally general. The petitioner then by its incorporation became authorized to construct a railroad between the designated points, and the authority thus obtained, included, *ex vi termini*, that of constructing an elevated road."

In view of this decision I am of opinion that the company, under its charter is authorized to construct an elevated railroad or a surface railroad or a railway that shall be in part elevated and in part a surface road.

Respectfully submitted,

W. W. DEARMOND,

*Assistant Corporation Counsel.*

Approved:

MACLAY HOYNE,

*Acting Corporation Counsel.*

Be it ordained by the City Council of the City of Chicago:

SECTION 1. That permission and authority be and the same are hereby given and granted to The Metropolitan West Side Elevated Railway Company, the successor to The Metropolitan West

Side Elevated Railroad Company, to construct, maintain and operate, for a period of fifty (50) years from and after the 16th day of April, A. D. 1892, two elevated and surface railroad lines, with two or more and not exceeding four tracks for each line, as the said Railway Company may from time to time determine to be necessary, and such curves, spurs, side-tracks, switches, sidings, turnouts, connections, supports, columns, girders, telegraphs, telephones and signal and other devices, as the said Railway Company may in like manner deem necessary for operating its road along and upon the following routes in the City of Chicago, County of Cook and State of Illinois, to-wit:

*First:* Commencing at the present western terminus of what is known as the Humboldt Park Line of railroad of said Railway Company located between Wabansia avenue and West North avenue on the north and south respectively, and between Lawndale avenue and the right-of-way of the Chicago, Milwaukee & St. Paul Railway Company on the east and west respectively, and running thence westerly between said Wabansia avenue on the north (or Wabansia avenue extended) and West North avenue on the south, over, along, upon and across such lots, lands and property as the said Railway Company now owns or hereafter may acquire by lease, purchase, condemnation, or otherwise, and over, upon and across all intervening streets, avenues, alleys, public places and railway tracks, to the present city limits of the City of Chicago, at North Seventy-second avenue.

*Second:* Commencing at the present western terminus of what is known as the Douglas Park Line of railroad of said Railway Company, located between West Twentieth Street and West Twenty-first street on the north and south respectively and Harding avenue and South Fortieth avenue on the east and west respectively, and running thence westerly between West Nineteenth street

(or West Nineteenth street extended) on the north and West Twenty-second street (or West Twenty-second street extended) on the south, over, along, upon and across such lots, lands and property as the said Railway Company now owns or hereafter may acquire by lease, purchase, condemnation, or otherwise, and over, upon and across all intervening streets, avenues, alleys, public places and railway tracks to the present city limits of the City of Chicago at South Forty-sixth avenue.

**SECTION 2.** The rights, powers and privileges herein and hereby granted are upon the express condition and understanding that the lines of railway and railroad tracks herein authorized to be constructed, maintained and operated, as provided in Section 1 hereof, are extensions of the present Humboldt Park Line and the Douglas Park Line of railroad of said Railway Company, which said Humboldt Park Line of railway was constructed by The Metropolitan West Side Elevated Railroad Company under and pursuant to the terms of an ordinance authorizing the Metropolitan West Side Elevated Railroad Company to construct, maintain and operate an elevated railroad and branches in the City of Chicago, passed April 7, 1892, approved by the Mayor of said City of Chicago April 15, 1892, and accepted by said last named Railroad Company April 16, 1892, and which said Douglas Park Line of railway was constructed by The Metropolitan West Side Elevated Railway Company, under and pursuant to the terms of an ordinance passed by the City Council of the City of Chicago on the 29th day of June, A. D. 1900, and by The Metropolitan West Side Elevated Railroad Company under and pursuant to the terms of said ordinance passed April 7, 1892, and Sections 3, 4, 5, 6 (except Clause Seven thereof), 7, 8, 9, 15 and 16 of said ordinance of April 7, A. D. 1892, are hereby re-enacted, except that where in said sections the words "Railroad Company" are used, the words "Railwa-



Company" shall be and are hereby substituted, and except that where the words "The Metropolitan West Side Elevated Railroad Company" are used in said sections, the words "The Metropolitan West Side Elevated Railway Company" shall be and are hereby substituted, and shall have the same binding force and efficacy, except as modified herein, upon said Railway Company as if herein set forth in full, and said The Metropolitan West Side Elevated Railway Company shall, in all things, promptly comply with and perform the agreements, conditions and stipulations set forth in said Sections 3, 4, 5, 6 (except Clause Seven thereof), 7, 8, 9, 15 and 16 of the aforesaid ordinance, passed April 7, 1892, except as modified by the provisions of this ordinance, in the same manner and to the same extent as if said sections (except Clause Seven of said Section 6) of said ordinance were incorporated in full in this ordinance, and the said Railway Company shall, in like manner, enjoy all the rights and privileges conferred by the aforesaid sections (except Clause Seven of said Section 6) of said ordinance, in the same manner and to the same extent as if said sections (except Clause Seven of said Section 6) of said ordinance were fully set forth herein.

SECTION 3. Except as provided in Section 4 of this Ordinance, no part of the girders of the superstructure of the elevated railroad herein authorized shall be less than fourteen (14) feet above the then established grades of streets and alleys, and whenever said elevated structure crosses or passes over the right of way and tracks of existing steam railroads the clear head room between the lower chords of all of said girders and the surface of the rails on all of said railroads and from out to out of their said right of way shall not be less than twenty (20) feet.

SECTION 4. Permission and authority are hereby given and granted to said Railway Company to construct, maintain

and operate a part of its railroad, both main line and side tracks, in Section 1 hereof authorized, upon an incline, commencing, on its Humboldt Park Line Extension herein authorized, at a point to be selected by said Railway Company between North Forty-eighth and North Forty-ninth avenues, at the level of the railroad tracks of said Railway Company at said North Forty-eighth avenue, as they shall be constructed under the provisions of Section 3 hereof, and extending downward to the surface of the ground at a point to be selected by said Railway Company between North Fifty-first avenue and North Fifty-second avenue; also, upon an incline, commencing, on its Douglas Park Extension herein authorized, at a point to be selected by said Railway Company between South Forty-first avenue and South Forty-second avenue, at the level of the railroad tracks of said Railway Company at said Forty-first avenue, as they shall be constructed under the provisions of Section 3 hereof, and extending downward to the surface of the ground at a point to be selected by said Railway Company east of South Forty-fourth avenue; and to construct and maintain, and to operate electrically in substantially the same manner as over the elevated portions of said lines of railroad, the Humboldt Park Line of its said railroad, both main line and side tracks, from the bottom of said incline between North Fifty-first avenue and North Fifty-second avenue westerly at surface grade to or near to said city limits at North Seventy-second avenue, and the Douglas Park Line of its said railroad, both main line and side tracks, from the bottom of said incline east of South Forty-fourth avenue westerly at surface grade to or near to said city limits at South Forty-sixth avenue; provided, that no part of the girders of the superstructure of said railroad hereby authorized shall be less than twelve (12) feet above the then established grades of said North Fifty-first avenue and said South Forty-second avenue; and, provided, still fur-

ther, that said Railway Company shall depress said North Fifty-first avenue and said South Forty-second avenue by excavation under the center line of said structure to a point three (3) feet below the present established grade of said streets, and from such center line shall carry said excavation at a uniform incline or gradient of five (5) feet in one hundred (100) feet to the established street grades on both the north and south of said center line; and shall cause such excavated portion of said streets to be paved, repaired and repaved during the life of this ordinance with cedar blocks or such other material as may be used in paving said North Fifty-first avenue, between West North avenue and Wabansia avenue, and said South Forty-second avenue, between West Twentieth and West Twenty-first streets, in a good and workman-like manner, all of said work to be done according to plans and specifications to be approved by the Commissioner of Public Works of the City of Chicago, and all material and workmanship to be subject to the approval of said Commissioner of Public Works; and the sewer connections made necessary on account of said depression of said streets shall be made by said Railway Company at its own cost and expense, and subject to the approval of said Commissioner of Public Works.

SECTION 5. Permission and authority are given and granted to said Railway Company by contract to permit suburban electric railway companies to operate their cars or trains for transportation of passengers, mails and newspapers over the lines of road of said The Metropolitan West Side Elevated Railway Company its successors and assigns, provided access to said lines of railroad shall be over the lines of railroad by this Ordinance authorized, through a connection at North Seventy-second avenue, or west thereof, and at South Forty-sixth avenue, or west thereof, or either of them, and provided, further, that such cars and trains while on the road of said

Metropolitan Company shall not perform a local service and shall be under the control and management of said Metropolitan Company to the end that, as relates to the control and management of said cars and trains, said Company shall be responsible to the City of Chicago in the same manner and to the same extent as if such cars and trains were the property of and were operated by said Company, and provided, still further, that nothing herein contained shall be considered as permitting said Company to allow any cars or trains of such suburban electric railways to be operated over the lines of road or any of them of said Metropolitan Company for any other purpose than to furnish direct transportation to passengers, mails and newspapers to and from the Fifth Avenue Terminal of said Metropolitan Company.

The privileges hereby granted are upon the express agreement on the part of The Metropolitan West Side Elevated Railway Company that there shall be excluded from said road all passenger trains, passenger cars, freight trains or freight cars of surface steam railroads now existing or which may hereafter be constructed.

SECTION 6. The privileges and authority hereby granted are so granted upon the express condition that the said Company shall, on the first day of May, in each year, pay to the City of Chicago, in advance, an annual license fee of fifty dollars (\$50.00), for each and every car owned by it or operated over its tracks, and for each and every additional car that shall after the first day of May and within such license year, be so owned or operated as aforesaid, there shall be paid in advance to said City of Chicago by said Railway Company as a license fee a sum of money bearing the same ratio to fifty dollars that the number of months for which said license may be granted bears to twelve months,—whether the cars so operated are owned by said grantee or by any electric rail-

way operating its cars or trains over the lines of road of said grantee, pursuant to Section 5 hereof, and at the time of said payments said Company shall file with the City Collector an affidavit subscribed and sworn to by its treasurer or other officer of said Company, stating the number of cars so owned or operated over its tracks. Upon such payments being made the City Clerk shall issue a license to said Company for each of its cars so owned or operated over its tracks, which license shall be issued as other licenses are issued, and which license shall contain the number of the cars for which the same is paid, and such license shall be posted by said Company in some conspicuous place inside of each car so licensed.

The said Company hereby accepts this ordinance subject to any and all provisions which may be hereafter enacted by the City Council of the City of Chicago regarding the taking out and posting of licenses herein mentioned.

SECTION 7. The passenger cars operated upon the lines hereby authorized shall be provided during the winter months of each year with heating apparatus of a kind and nature which shall be reasonably effective in raising the temperature of such cars and heating the same, and said apparatus shall be operated at such times during the months aforesaid as the nature of the weather and the degree of temperature may require. In removing snow from its tracks said Company shall distribute it so that it will not impede public travel on the streets crossed by its tracks.

SECTION 8. The rate of fare to be charged each passenger shall not exceed five (5) cents for a single trip to or from any station on the lines of road hereby authorized, or from or to any of said stations to or from any station on the line of railroad of the Metropolitan West Side Elevated Railway Company, to the line of railroad of the Union Elevated Railroad Company (known as The Loop), or to or from any station

on the line of railroad of said Union Elevated Railroad Company. The said Company, its successors, assigns and lessees shall carry, when in uniform, City policemen, members of the Chicago Fire Department and letter carriers on all its trains along and over all of its lines including the Union Loop, free of charge.

SECTION 9. At all surface street crossings, said Railway Company, its successors, assigns or lessees, shall plank the width of the street from gutter to gutter between and on the outside of its tracks, so as to permit vehicles to freely and safely cross the same, and shall keep the entire width of its right of way on any and all streets and highways crossed by its tracks in pursuance of the terms of this ordinance, whether such streets are now or may hereafter be laid out, in good condition and repair during all the time to which the privileges hereby granted shall extend, and shall comply with any order or regulation that may be adopted by the City Council of the City of Chicago, or the Commissioner of Public Works, in relation to such repairs, and when any sidewalk or street improvement shall be ordered in that part of the streets or public ways crossed at surface by the railroad of said Company, it shall, in the manner which may be required of the owners of the property fronting on said part of said street, make such sidewalk or improvement on such street or public way, for the entire width of its right of way, and if the Company, its successors, assigns or lessees, shall refuse or fail to make such repairs, or do such work when ordered so to do, the same shall be made and done by the City and the Company, its successors, assigns or lessees, shall pay to the City, upon demand, the cost thereof.

SECTION 10. Said Company, its successors, assigns and lessees, shall, upon each of its lines included in the route mentioned in the first section of this ordinance, upon which cars are operated by electricity as motive power with a ground return circuit for conveying the

electricity, install and maintain during the life of this franchise a metallic return circuit of such cross section and conductivity for conveying the electricity so used as a motive power, that the maximum difference of potential will not at any time exceed one (1) volt between any part of such metallic return circuit and any water pipes, gas pipes, or other metals not installed for the purpose of forming a part of such metallic return circuit, and that there will not be a variation in difference of potential exceeding one-half ( $\frac{1}{2}$ ) volt between any two measurements made at the same time at points along and upon said metallic return circuit within a distance of three hundred (300) feet or less from each other. Such metallic return circuit shall be installed and maintained in accordance with the provisions of the general ordinances of the City of Chicago now or hereafter in force.

SECTION 11. Said Company, its successors, assigns or lessees, shall have the right to operate its cars by electricity, compressed air, or other motive power which will not scatter smoke or fire, excepting during the period of construction when ordinary steam locomotives may be used. And to construct, lay down and erect wires, poles and other apparatus necessary for the operation and maintenance of its lines, and to change from one motive power to another as it may elect in accordance with the restrictions herein contained. In case said Company shall use electric power it is hereby granted the right to string necessary wires, including an overhead contact system, consisting of wires suspended from painted cedar poles set within the curb lines of the streets on either side thereof, but the Company in locating its poles shall not obstruct driveways nor interfere with catch basins, sewers, drains, gas or water pipes. Said wires shall not be less than nineteen (19) feet above the rails, and said Company shall have the right to make all necessary connections of said wires with pow-

er houses, car sheds, or other property of said Company. In the event of any new and better method of furnishing electricity or other motive power for the operation of railways being discovered the said Company, its successors or assigns, shall have the right to adopt the same in place of, or in connection with the use of the overhead trolley system.

*Provided*, however, that no rail or other appliance conducting an electric current shall be exposed on the surface of any street, alley or highway authorized by this ordinance to be crossed, nor shall said Railway Company construct or operate its railroad so as to in any way expose any person or animal using or passing along said streets, alleys or highways, to the danger of an electric shock.

SECTION 12. In consideration of the rights and privileges herein granted the said Metropolitan West Side Elevated Railway Company, its successors or assigns, by its acceptance of this ordinance, agrees that at any time after seven (7) years from and after the date of the passage of this ordinance, when ordered so to do by the City Council, it will elevate the plane of its tracks on said Humboldt Park extension from the eastern terminus of its said incline thereon westward to the present city limits of the City of Chicago at North Seventy-second avenue, and that in doing the work of such elevating of its said tracks it will build, erect and construct an earthen embankment or a steel structure, as it may elect, of the design and material and in the manner that the City Council shall require, and will construct the said section of elevated railway in accordance with plans and specifications to be approved by the City Council; and it is made an express condition of this ordinance that if the said Company shall neglect, refuse or fail to comply with said order within one year from the date thereof, then, and in that case, all rights and privileges in and by such ordinance granted shall cease and determine, and

the right to further operate or maintain the railway herein authorized shall become forfeited and such forfeiture shall be considered as liquidated damages to the City of Chicago for a failure, neglect or refusal on the part of the said Company, its successors or assigns, to observe and perform the conditions and provisions of this section.

SECTION 13. The permission and authority hereby given and granted are so given and granted upon the further express condition that the said Company shall proceed, as to its Humboldt Park Line Extension, within ninety (90) days, and as to its Douglas Park Line Extension, within one (1) year, from the date of the acceptance of this ordinance, to procure land for the right of way, as herein authorized, by condemnation, purchase or otherwise, and shall prosecute such acquisition of said right of way with due diligence thereafter until the whole right of way is obtained.

SECTION 14. The privilege and authority hereby granted are so granted upon the further express condition that at least two tracks of each of the lines of railroad hereby authorized shall be fully completed and ready for operation within three (3) years from the date of the acceptance by said Company of this ordinance, and if said two tracks of each of said lines of railway be not so constructed within the said three (3) years, then said rights and privileges granted to said Company shall as to such line not so completed cease and be null and void; provided, that the time during which any legal proceedings shall be pending, whereby the said Company shall be prevented from or delayed in constructing its said railroad lines, or any part thereof, shall be excluded from the time herein prescribed for the completion of said two tracks of each of said lines of railroad, and shall be allowed to said Company in addition to the time prescribed for the completion of said two tracks of each of said lines of railway. The City of Chicago, however, shall have

and it hereby expressly reserves the right to intervene in any suit or proceeding brought by any person or persons seeking to enjoin, restrain or in any manner interfere with the prosecution of said work of construction, and move for a dissolution of such injunction or restraining order, and for any proper order in such suit, in case it shall deem such suit collusive or for the purpose of delay, or to extend the time herein prescribed for the completion of said two tracks of each of said lines of railroad.

SECTION 15. The consent, permission and authority hereby given are given upon the express agreement and understanding that the said The Metropolitan West Side Elevated Railway Company, before exercising any of the rights hereby granted, shall execute to the City of Chicago a good and sufficient bond, in the penal sum of ten thousand dollars (\$10,000.00), with sureties to be approved by the Mayor of the City of Chicago, conditioned that it will observe, perform and carry out all the provisions in this ordinance, and will forever indemnify and save harmless the City of Chicago against and from any and all damages, including land and business damages, judgments, decrees, costs and expenses which it may suffer, or which may be recovered or obtained against said City for or by reason of or growing out of or resulting from the passage of this ordinance, or any matter or thing connected therewith, or with the exercise by said Company of the privileges, or any of them, herein granted, or from any act or acts of the said Company under or by virtue of the provisions of this ordinance; provided, however, that the giving of said bond, or the recovery of a judgment or judgments thereon by the City of Chicago, shall not be construed as measuring or limiting the liability of said Company to said City under any provisions of this ordinance, except to the extent of such recovery or recoveries. The bond required by this section shall be filed with the City Clerk

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within sixty (60) days from the passage of this ordinance.

SECTION 16. This ordinance shall take effect and be in force from and after its acceptance by said The Metropolitan West Side Elevated Railway Company, under its corporate seal; provided, that if the said Company shall not file with the City Clerk the bond required in this ordinance within the time aforesaid, or shall not file with the City Clerk its formal acceptance of the terms and conditions of this ordinance within sixty (60) days from the passage hereof, then all the rights and privileges hereby granted shall be wholly null and void and of no effect.

CHARLES WERNO,  
Chairman.

#### LICENSE.

The Committee on License, to whom was referred an ordinance prescribing the manner of issuing saloon licenses (one for every five hundred inhabitants), submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Dunn moved that the report be referred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 16, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred ordinance prescribing the manner of issuing saloon licenses (one for every 500 inhabitants), having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That no license for the keeping of a saloon or dram shop within the City of Chicago shall at any time

hereafter be issued or granted to any person except as hereinafter provided.

SECTION 2. The licenses already granted and now in force for the keeping of any saloon or dram shop within the City of Chicago shall be renewed or reissued upon strict and full compliance with the laws and ordinances in force in the City of Chicago at the time of the application for such renewal but no new license for the keeping of a saloon or dram shop shall at any time hereafter be granted or issued until the number of licenses in force shall be less than one to every five hundred of the population of the City of Chicago as established by the last preceding school census, whereupon such new licenses may be issued from time to time to lawful applicants according to priority of application upon full compliance by the applicant with the laws and ordinances in force in the City of Chicago at the time of the application for such license, until the total number in force shall equal one to every five hundred of the population of the City of Chicago as established by the then last preceding school census. In the renewal or reissue of licenses for the keeping of a saloon or dram shop the respective owners of such licenses or the respective successors of such owners shall have and be given the right of priority upon their compliance strictly and fully with the ordinances in force in the City of Chicago at the time of such reissue or renewal.

SECTION 3. This ordinance shall be in force and effect from and after the 15th day of May, A. D. 1906.

W. P. DUNN,  
Chairman.

ALSO,

The same Committee, to whom was referred a petition for the creation of a prohibition district in the territory bounded by Huron street, Dearborn avenue, Erie street and alley, submitted a report recommending the passage of an accompanying ordinance.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 16, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred petition for the creating of prohibition district in territory bounded by Huron street, Dearborn avenue, Erie street and alley, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

#### AN ORDINANCE.

Prohibiting the licensing of saloons or dram shops within the territory bounded as follows: Beginning at the center line of North State and Huron streets; thence running in a westerly direction along the center line of Huron street to the center line of Dearborn avenue; thence running in a southerly direction along the center line of Dearborn avenue to the center line of Erie street; thence running 100 feet in an easterly direction along the center line of Erie street to the center line of alley; thence running in a northerly direction along the center line of alley to the center line of intersecting alley; thence running in an easterly direction along the center line of intersecting alley to the center line of State street; thence running in a northerly direction along the center line of State street to the point of beginning, in the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That no license shall hereafter be issued to keep a saloon or dram shop within that portion of the City of Chicago bounded as follows, to-wit:

Beginning at the center line of North State and Huron streets; thence running in a westerly direction along the center

line of Huron street to the center line of Dearborn avenue; thence running in a southerly direction along the center line of Dearborn avenue to the center line of Erie street; thence running 100 feet in an easterly direction along the center line of Erie street to the center line of alley; thence running in a northerly direction along the center line of alley to the center line of intersecting alley; thence running in an easterly direction along the center line of intersecting alley to the center line of State street; thence running in a northerly direction along the center line of State street to the point of beginning in the City of Chicago, a plat of which territory is hereto attached and made a part hereof.

SECTION 2. The territory lying within the boundaries above mentioned shall be deemed and known as a prohibition district, within which it shall not be lawful for any such license to be granted.

SECTION 3. This ordinance shall take effect from and after its passage.

W. P. DUNN,  
*Chairman.*

#### ALSO,

The same Committee, to whom was referred a petition for the creation of a prohibition district in North Edgewater, submitted a report recommending the passage of an accompanying ordinance.

Ald. Dunn moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 16, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on License, to whom was referred petition for the creating of prohibition district in North Edgewater, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That no license shall be

hereafter issued to keep a saloon or dram shop within that portion of the City of Chicago bounded as follows:

Commencing at the conjunction of Devon avenue with Lake Michigan and running south to the center line of Thorn-dale avenue, thence west to the center line of Evanston avenue; thence north to the center line of Peterson avenue; thence west to a point one hundred and twenty-five (125) feet east of the east line of North Clark street; thence north on a line one hundred and twenty-five feet (125) feet east of the east line of North Clark street and parallel therewith to a point one hundred and twenty-five (125) feet south of the south line of Devon avenue; thence east to the center line of Magnolia avenue; thence south to the center line of Rosemont avenue; thence east to the right of way of the Chicago, Milwaukee & St. Paul Railway Company; thence north to the center line of Devon avenue; thence east to the place of beginning.

SECTION 2. The territory lying within the boundaries above mentioned shall be deemed and known as a prohibition district within which it shall not be lawful for any such license to be granted.

SECTION 3. This ordinance shall take effect from and after its passage.

W. P. DUNN,  
Chairman.

ALSO,

The same Committee, to whom was South Division, to whom was referred an ordinance granting George H. Smith permit for openings in sidewalk, submitted a report recommending the passage of the ordinance.

Ald. Dunn moved to concur in the report.

The motion prevailed.

#### STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys,

to whom was referred an ordinance granting George H. Smith permit for openings in sidewalk, submitted a report recommending the passage of the ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 15, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, So. Div., to whom was referred ordinance, George H. Smith for sidewalk openings, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to George H. Smith, his successors and assigns, to construct and maintain two openings, 4 feet by 5 feet and 4 feet by 6 feet, with iron covers for same, in the sidewalk space at the northeast corner of 59th and State streets, on the 59th street side, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said openings shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, his successors and assigns, shall restore said portion of the sidewalk at the place where said openings were located to a condition satis-



factory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said openings had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said City from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, his successors and assigns, shall at all times keep the sidewalk in which such openings are located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, his successors and assigns, shall comply with all general ordinances of the City of Chicago now or hereafter in force, per-

taining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such ordinance to be paid to the City of Chicago for such use, the grantee herein, his successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

ERNEST BIHL,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to the Pekin Theater to erect and maintain a canopy, submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred ordinance granting permission to Pekin Theater to erect and maintain canopy, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to the Pekin Theater, its successors and assigns, to construct, maintain and use a canopy over the sidewalk on State street, near 27th street,

from the building located on the southwest corner of Twenty-seventh and State streets, said building being known as the Pekin Theater, which canopy shall be constructed of incombustible material.

The lowest portion of said canopy shall be no less than twelve feet above the surface of the sidewalk over which said canopy projects; shall not extend more than twenty feet beyond the face of the wall of said building and shall not exceed thirteen feet in width.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works, and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago.

Provided, that in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense

hereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Pekin Theater, its successors and assigns, shall pay to the City of Chicago so long as the privileges herein authorized are being enjoyed the sum of \$25.00 per year, payable annually in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter, provided that if default is made in the payment of any of the installments of compensation herein provided for the privileges herein granted shall immediately terminate and this ordinance shall become null and void.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall have first been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said City from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessees or assigns, of the permission and authority hereby given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance; said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance

such bond shall not be kept in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided, that the said grantee files a written acceptance of this ordinance, together with the bond hereinabove provided for, within thirty (30) days.

ERNEST BIHL,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance granting to Lam Chee a permit to erect a balcony, and an ordinance granting the Foochow Co. a permit to erect a canopy, submitted a report recommending that the same be placed on file.

Ald. Bihl moved that the report be concurred in.

The motion prevailed.

#### STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred an ordinance vacating an alley in Block two (2), Miller & Rigdon's Sub., submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance vacating alley in Block 2, Miller & Rigdon's Sub., having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Vacating portion of alley in Block 2, Miller and Rigdon's Subdivision.

WHEREAS, Bowman Dairy Company, an Illinois corporation, has acquired title to Lots Eighteen (18) to Twenty-two (22), both inclusive, in Block two (2), in Miller and Rigdon's Subdivision of the Southeast Quarter (S. E.  $\frac{1}{4}$ ) of the Southwest Quarter (S. W.  $\frac{1}{4}$ ) of the Northwest Quarter (N. W.  $\frac{1}{4}$ ) of Section Twelve (12), Township Thirty-nine (39) North, Range Thirteen (13) East of the Third Principal Meridian, in Cook County, Illinois; said lots 18 to 22, both inclusive, being situated west of and adjoining the north and south alley lying between North Albany avenue and North Whipple street, in the City of Chicago, and said lots 25 to 29, both inclusive, being situated east of and adjoining said alley directly opposite the said lots 18 to 22; and,

WHEREAS, The south end of said alley, as originally platted, abuts upon the elevated roadway of the Chicago & Northwestern Railway Company, and the said alley has, by the elevation of the roadbed of said railway, become a blind alley; and

WHEREAS, All that part of the said alley south of the south line of the lots above described has heretofore been vacated by the City Council of the City of Chicago; and

WHEREAS, So much of said alley as lies between said Lots 18 to 22, both inclusive, on the west, and Lots 25 to 29, both inclusive, on the east has, by reason of the elevation of the roadbed of said railway, ceased to be of any use to the public; and

WHEREAS, The said Bowman Dairy Company desires to improve the said land and the said portion of the said alley, and has requested the City Council to vacate the same; now, therefore, *Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the north

and south public alley in Block two (2), in Miller and Rigdon's Subdivision of the southeast quarter (S. E.  $\frac{1}{4}$ ) of the southwest quarter (S. W.  $\frac{1}{4}$ ) of the northwest quarter (N. W.  $\frac{1}{4}$ ) of Section twelve (12), Township thirty-nine (39) North, Range thirteen (13) East of the Third Principal Meridian as lies between the north line produced of Lots 18 and 29, in said Block 2, and the south line produced of Lots 22 and 25, in said Block 2, be and the same is hereby vacated, provided, however, that this ordinance shall not take effect nor shall the vacation herein provided for become effective, unless the said Bowman Dairy Company shall, within ninety days from the date of the passage of this ordinance, pay to the Comptroller of the City of Chicago, the sum of \$376.00, and file for record in the office of the Recorder of Deeds, of Cook County, Illinois, a plat showing the portion of the said alley so vacated, which portion of said alley so vacated is substantially as shown upon the plat attached hereto, marked Exhibit A, and made a part of this ordinance.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval subject, however, to the provisions of Section 1 hereof.

THOMAS M. HUNTER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance vacating an alley within Lots 1 to 10, in Block thirty-seven (37), in Sheffield's Addition, submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance vacating an alley within Lots 1 to 10, Block 37, in Sheffield's Addition, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the public alley running north and south from Bloomingdale road and parallel with and between Winchester avenue and Lincoln street to the alley running east and west from Winchester avenue to Lincoln street, between Bloomingdale road and Wabansia avenue, and which is included within the limits of Lots one (1) to Ten (10) both inclusive, in Block thirty-seven (37) in Sheffield's Addition to Chicago, in Section thirty-one (31), Township forty (40) North, Range fourteen (14), East of the Third Principal Meridian, be and the same is hereby vacated inasmuch as it is no longer required by the general public for use as an alley.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided Michael J. Summa shall pay to the Comptroller of the City of Chicago within thirty (30) days after the passage of this ordinance the sum of five hundred twenty-nine and 92-100 dollars, and shall within such thirty (30) days file in the office of the Recorder of Cook County a plat showing such vacation.

THOMAS M. HUNTER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting certain swith track privileges to Michael

Summa Coal Company on Bloomingdale road, submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance, granting switch track privileges to Michael Summa Coal Company, on Bloomingdale road, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted unto Michael J. Summa, and his assigns, to lay down, construct, maintain and operate a single railroad switch track, beginning at the southwest corner of Bloomingdale road and Lincoln street, and running in a northeasterly direction on Bloomingdale road to the right-of-way of the Chicago, Milwaukee & St. Paul Railroad Company, substantially as shown on the blue print which is hereto attached and made a part of this ordinance.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, or at any time prior thereto upon revocation by the Mayor, at his discretion, whereupon this ordinance shall become null and void; and this ordinance shall at any time before the expiration thereof be subject to modification, amendment, or repeal, and, in case of repeal, all

privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portion of Bloomingdale road as is occupied by said switch track in good condition and repair, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the portion of Bloomingdale road occupied by said switch track to a condition safe for public travel, similar to the remaining portion of that street in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the switch track herein provided for shall be subject to all existing ordinances of the City of Chicago now in force or which may hereinafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges hereby granted the said Michael J. Summa shall pay to the City of Chicago the sum of sixty (\$60.00) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become

null and void if said grantee or his assigns fails to promptly pay any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said City for or by reason or on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, provided that the acceptance hereinabove mentioned and the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

THOMAS M. HUNTER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance for the vacation of part of a park and roadway in Norwood Park, submitted a report recommending the passage of the ordinance, subject to

a new plat as recommended by Park Commissioner.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance vacating part of park and roadway in Norwood Park, having had the same under advisement, beg leave to report and recommend that the ordinance do pass, subject to new plat as recommended by Park Commissioner.

#### AN ORDINANCE

Vacating a part of the public park and roadway in Norwood Park lying northeasterly of the railroad of the Chicago and Northwestern Railway Company and in the southeast quarter of the northwest quarter of Section six (6), Township forty (40) North, Range thirteen (13) East of the Third Principal Meridian in Cook County, Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that part of the public park and roadway in Norwood Park, lying northeasterly of the right of way of the Chicago and Northwestern Railway Company and in the southeast quarter of the northwest quarter of Section six (6), Township forty (40) North, Range thirteen (13) East of the Third Principal Meridian, in the County of Cook and State of Illinois, described as follows: Beginning at a point forty-three (43) feet northeasterly at right angles from the center line of the north main track of the Chicago and Northwestern Railway Company and ninety-eight (98) feet northwesterly at right angles from the west line of Ceylon street; running thence northwesterly parallel with said main track one hun-

dred and thirty-six and three-quarters (136¾) feet; thence northeasterly at right angles fourteen (14) feet; thence southeasterly parallel with said main track sixty and eighty-seven one hundredths (60.87) feet; thence northeasterly at right angles ten (10) feet; thence southeasterly parallel with said main track fifteen (15) feet; thence southwesterly at right angles ten (10) feet; thence southeasterly parallel with said track sixty and eighty-eight one hundredths (60.88) feet; thence southwesterly fourteen (14) feet to the place of beginning, as shown on the plat attached hereto, which is hereby made a part of this ordinance (the portion to be vacated being indicated thereon in green): be and the same is hereby vacated in accordance with the attached petition of the property-owners residing in the neighborhood of said public park and roadway, inasmuch as that portion of said public park and roadway is no longer required by the general public, and the public interest will be subserved by its vacation.

SECTION 2. This ordinance shall not take effect unless the Chicago and Northwestern Railway Company or the legal owner or owners of the property so vacated shall, within thirty (30) days after the passage of this ordinance, file in the office of the Recorder of Cook County a plat showing such vacation.

SECTION 3. This ordinance shall be in force and effect from and after its passage, subject to the provision in Section 2 hereof.

THOMAS M. HUNTER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to the Ajax Forge Company to lay two narrow gauge tracks across Hoyne avenue, connecting its properties, submitted a report recommending the passage of an accompanying substitute ordinance, with compensation as recommended by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance granting permission to Ajax Forge Company to lay two narrow gauge tracks across Hoyne Avenue connecting its properties, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, with compensation as recommended by the Committee on Compensation.

#### AN ORDINANCE

Granting permission to Ajax Forge Company to lay two narrow gauge tracks across Hoyne Avenue connecting its properties.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Ajax Forge Company, and its assigns, to lay down, maintain and operate two narrow gauge tracks over and across Hoyne avenue, connecting the shops and properties of said Ajax Forge Company at the corner of Blue Island Avenue and Hoyne Avenue, situated on the south side of Blue Island Avenue and on the east and west sides of Hoyne Avenue, said tracks running parallel with Blue Island Avenue, the center line between said tracks being one hundred and eleven (111) feet south of the south line of Blue Island Avenue, substantially as shown on the blue print hereto attached and made part of this ordinance, to which for greater certainty express reference is had.

SECTION 2. The permission and authority herein granted shall cease ten (10) years from and after the passage

of this ordinance, or at any time prior thereto upon the revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void; and the ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and in case of repeal, all privileges herein granted shall cease and determine.

SECTION 3. During the life of this ordinance, the grantee herein shall keep such portion of said Hoyne Avenue as is occupied by said tracks in good condition and repair, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted by expiration of time or otherwise, said grantee shall remove said tracks and all appurtenances thereto, and shall forthwith restore said street occupied by said tracks to a condition safe for public travel similar to the remaining portion of said street in the same block, and meeting with the approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the tracks hereinabove provided for shall be subject to all ordinances of the City of Chicago now in force, or which may hereafter be in force relating to the use and operation of such tracks, and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the said work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted, the said Ajax Forge Company, its successors and assigns, shall pay to the City of Chicago, as compensation therefor, the sum of one hundred (\$100.00) dollars per annum in advance each and every year during the

life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. This ordinance shall be void and terminate if said grantee, its successors or assigns, default in the payment of any installment of the compensation herein provided for. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute to the City of Chicago a bond in the penal sum of Ten Thousand Dollars (\$10,000), with sureties to be approved by the Mayor, conditioned for the faithful observance and performance of all and singular the conditions of this ordinance, and further conditioned to save and keep harmless said City of Chicago from any loss, damage, expense, cost or liability of any kind whatsoever which may be suffered by it, the said City of Chicago, or which it may be put to by any action or suit at law, resulting to any person or property from the construction of said work, or operation of said tracks, or which may accrue against, be charged to, or recovered from said City of Chicago, by reason of the passage of this ordinance, or by reason, or on account of anything done by said grantee herein by virtue of the authority herein given. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance. And if at any time during the life of this ordinance, such bond, or any substitute therefor, shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, and upon the filing of and acceptance in writing of said ordinance by said grantee, and the filing of the bond herein provided for within thirty days from the passage of this ordinance.

THOMAS M. HUNTER,

Digitized by  Chairman.



ALSO,

The same Committee, to whom was referred an ordinance vacating an alley in Wilson and Gould's Subdivision adjoining Lots 4 to 8, Block 1, submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance vacating alley in Wilson & Gould's Subdivision adjoining Lots 4 to 8, Block 1, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the sixteen (16) foot north and south alley lying between Lots four (4), five (5), six (6), seven (7) and eight (8) in Block one (1) of Wilson and Gould's Subdivision of the west half (W.  $\frac{1}{2}$ ) of Lot five (5) in the Superior Court partition of the east half (E.  $\frac{1}{2}$ ) of Section two (2). Township thirty-nine (39) North, Range thirteen (13) east of the Third Principal Meridian, and a strip of land sixteen (16) feet in width lying southwesterly of and parallel with the right of way of the Chicago, Milwaukee & St. Paul Railroad, beginning at a point on the north line of Augusta street two hundred and fourteen (214) feet east of the east line of North Homan avenue, thence southeasterly and parallel with said right of way to a point sixteen (16) feet north of the south line of Lot two (2) in "Christiana," being a subdivision of the east half (E.  $\frac{1}{2}$ ) of Lot five (5)

in the Superior Court partition of the east half (E.  $\frac{1}{2}$ ) of Section two (2), Township thirty-nine (39) north, Range thirteen (13) east of the Third Principal Meridian, being those portions of the said alley and the sixteen (16) foot strip of land shown in red and marked "to be vacated" on the plat hereto attached and made a part hereof, be and the same are hereby vacated and closed; provided, however, that this ordinance shall not take effect and the vacations herein provided for shall not become effective until A. H. Halleman shall have paid to the City Collector of the City of Chicago the sum of seven hundred fourteen dollars and seventy-eight cents (\$714.78) and also that the said A. H. Halleman shall have executed and filed a plat in the office of the Recorder of Deeds of Cook County, Illinois, making a valid dedication to the City of Chicago for the use of the public of the south sixteen (16) feet of Lot two (2) and the south sixteen (16) feet of Lot eighty-seven (87) in the "Christiana" subdivision aforesaid; the portions of said lots so to be dedicated being those portions of said lots shown in yellow and marked "to be dedicated" on the plat hereto attached and made a part hereof, to which express reference is had; and provided, further, that said plat shall be so filed within thirty (30) days from the date of the passage of this ordinance.

SECTION 2. This ordinance shall take effect and be in force from and after its passage; provided, that if said two strips of land herein required to be dedicated be not so dedicated within thirty (30) days from the passage of this ordinance, and be not opened for public use within ninety (90) days from the passage of this ordinance, then this ordinance shall be null and void and of no effect.

THOMAS M. HUNTER,  
Chairman.

ALSO,

The same Committee, to whom was

referred an ordinance granting a permit to the C. & N. W. Ry. Co. to lay a track across Fullerton avenue and Brand street, submitted a report recommending the passage of the ordinance, with compensation, as fixed by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance, granting permission to the C. & N. W. Ry. Co. to lay track across Fullerton avenue and on Brand street, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Authorizing the Chicago and Northwestern Railway Company to construct, maintain and operate a single railroad track across Fullerton avenue from a point 12½ feet east of the northwest corner of lot one in block eleven of Fullerton's addition, in a northwesterly direction and upon and along Brand street from the north line of that portion of said Brand street heretofore vacated, namely, to the north line of the alley in block eight of said Fullerton's addition projected easterly across said Brand street.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they hereby are given and granted to the Chicago and Northwestern Railway Company to lay down, construct, maintain, and operate a single railroad track across Fullerton avenue in the City of Chicago from a point 12 1-2

feet east of the northwest corner of lot one in block eleven of Fullerton's Addition, and thence in the same direction upon and along Brand street to the south line of that portion of Brand street heretofore vacated, which is the north line of the alley in block eight of said Fullerton's Addition projected easterly across said Brand Street, substantially as shown in red on the blue print attached hereto and made a part of this ordinance.

SECTION 2. The permission and authority herein granted shall cease and determine ten years from the date of the passage of this ordinance, and the ordinance shall at any time before the expiration thereof be subject to modification, amendment or repeal, and in case of repeal all privileges herein granted shall cease and determine.

SECTION 3. In consideration of the privileges herein granted the said Chicago and Northwestern Railway Company shall pay to the City of Chicago the sum of one hundred dollars per annum in advance, each and every year during the life of this ordinance, the first payment to be made as of date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 4. During the life of this ordinance the grantee herein shall keep such portions of said streets as are occupied by said track in good condition and repair, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said track, and all appurtenances thereto, and shal forthwith restore said streets occupied by said tracks to a condition safe and suitable for public travel, similar to the remaining portion of the said streets contiguous thereto.

SECTION 5. The operation and maintenance of the said track herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be i

force, relating to the use and operation of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works of the City of Chicago.

SECTION 6. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of \$10,000.00, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance; and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, and upon the filing of an acceptance in writing of said ordinance by said grantee and the filing of the bond herein provided for.

THOMAS M. HUNTER,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance vacating a portion of Smart street, in Jacob Greenebaum's Re-Subdivision, submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance vacating portion of Smart street, in Jacob Greenebaum's Re-Subdivision, having had the same under advisement, beg leave to report and recommend the passage of the ordinance with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That that portion of Smart street bounded on the south by the north line of Kinzie street extended; on the east by the west line of Lots 36, 37, 38, 39, 40, 41 and 42; on the west by the east line of Lots 43, 44, 45, 46, 47, 48 and 49, and on the north by an imaginary straight line projected to connect the northwest corner of said Lot 42 with the northeast corner of said Lot 43; all of said lots being in Jacob Greenebaum's Re-Subdivision of Block 30, in the Canal Trustees' Subdivision of Section 7, Township 39 North, Range 14 east of the Third Principal Meridian in Chicago; also that portion of Smart street bounded on the north by the south line of Hubbard street (now known as Austin avenue), extended; on the west by the east line of Lot 17; on the east by the west line of Lot 18 and on the south by an imaginary straight line projected to connect the southeast corner of Lot 17 with the southwest corner of Lot 18; both of which Lots 17 and 18 are in Jacob Greenebaum's Re-Subdivision of Block 30 in the Canal Trustees' Subdivision of Section 7, Township 39 North, Range 14 East, as shown between the red lines and marked "Portion of Smart street hereby vacated," upon the accompanying plat which is hereby

made a part of this ordinance, be and the same are hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless the sum of four thousand four hundred and twenty-five and thirty one-hundredths dollars shall be paid to the City Comptroller by or on behalf of the owner of said lots within sixty (60) days next after the passage of this ordinance.

SECTION 2. This ordinance shall take effect and be in force from and after its passage, but shall be absolutely null and void unless the payment hereinabove mentioned is made within the time fixed, and a plat filed with the Recorder of Deeds of Cook County showing such vacation, within the same time.

THOMAS M. HUNTER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting a permit to Crofts & Reed to maintain and operate an elevated switch track, submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee of Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance granting permission to Crofts & Reed to maintain and operate elevated switch track, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

#### AN ORDINANCE

Granting permission and authority to William L. Crofts and Corydon A. Reed, doing business under the firm

name and style of Crofts & Reed, their heirs, executors, administrators and assigns to erect, maintain and operate an elevated switch track across the alley extending north and south in the center of Sub Block three (3) of Eberhardt & Wilbur's Subdivision of Block twenty-five (25) of Canal Trustees' Subdivision in Section seven (7), Township thirty-nine (39) North, Range fourteen (14) East of the Third Principal Meridian in Chicago, Cook County, Illinois. Also granting permission and authority to said William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts & Reed, their heirs, executors, administrators and assigns to erect, maintain and operate an elevated switch track upon and along a portion of said alley so located in Sub Block three (3) as aforesaid.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators and assigns, to erect, maintain and operate an elevated switch track connecting Lots six (6), seven (7), eight (8), nine (9), ten (10) and eleven (11) of Sub Block three (3) of Eberhardt & Wilbur's Subdivision of Block twenty-five (25) of Canal Trustees' Subdivision in Section seven (7), Township thirty-nine (39) North, Range fourteen (14). East of the Third Principal Meridian, (or either or any or said lots) with Lots sixteen (16), seventeen (17), eighteen (18), nineteen (19), twenty (20) and twenty-one (21) of Sub Block three (3) (or with either or any of said lots) and for that purpose to cross the alley which extends north and south from Kinzie street to Austin avenue at or about the center of Sub Block three (3), at any point between the south line of said Lot sixteen

(16) projected across said alley and the north line of said Lot twenty-one (21) projected across said alley.

SECTION 2. That permission and authority be and they are hereby granted to William L. Crofts and Corydon A. Reed, doing business under the firm name of Crofts and Reed, their heirs, executors, administrators and assigns to erect, maintain and operate an elevated switch track upon and along said alley from a point commencing fifty feet (50 ft.) south of Austin avenue to a point one hundred feet (100 ft.) north of Kinzie street. The point at which the track provided for in Section one (1) of this ordinance crosses said alley and that part of said alley to be occupied by the switch track provided for in Section two (2) of this ordinance, being more specifically shown in the plan hereto attached and which is made a part hereof.

SECTION 3. That the permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance and the ordinance shall, at any time before the expiration thereof, be subject to amendment, modification or repeal, and in case of repeal, all privileges here granted shall cease and determine.

SECTION 4. The operation and maintenance of the elevated switch tracks herein provided for shall be subject to all existing ordinances of the City of Chicago, or any ordinance which may hereafter be passed relating to the use and operation of switch tracks or railway tracks, and the construction and maintenance of the said tracks shall be under the supervision and to the satisfaction and approval of the Commissioner of Public Works of the City of Chicago, and no work shall be done in and about the construction of the said tracks until a permit shall first have been issued by the Commissioner of Public Works of the City of Chicago authorizing the commencement of said work.

It is made an expressed condition of this ordinance that the said William L.

Crofts and Corydon A. Reed, their heirs, executors, administrators and assigns, shall pay to the City of Chicago as compensation for the privileges herein granted, the sum of \$25.00 per annum, each and every year during the life of this ordinance. The compensation herein provided for shall be paid to the City Comptroller of the City of Chicago at his office in the City of Chicago, [and] the first payment shall be made at the time of the approval of this ordinance, and succeeding payments annually thereafter.

The privileges hereby granted shall immediately terminate and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 5. The said William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators or assigns, before proceeding to do any work under the authority of this ordinance, shall execute a bond to the City of Chicago in the penal sum of \_\_\_\_\_

with sureties to be approved by the Mayor, conditioned for the observance and faithful performance by the said William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators or assigns, of all and singular the conditions and provisions of this ordinance, and further conditioned to indemnify, save and keep harmless the City of Chicago from any loss, cost, damage, expense, or liability of any kind whatsoever, which the City of Chicago may be put to, or which may accrue against, be charged to, or recovered from said city by reason of the passage of this ordinance, or by reason of the exercise by William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators or assigns of the authority and permission herein granted.

Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force then the privileges and authority herein granted shall thereupon cease.

**SECTION 6.** Said elevated switch tracks shall be supported on a substantial trestle work structure of wood, stone, concrete, steel or other suitable material. The plans for such work before the same is begun must be submitted to and approved by the Commissioner of Public Works and the work must be done under his supervision and to his satisfaction and approval.

**SECTION 7.** During the life of this ordinance the grantees herein shall keep such portions of said alley as are occupied by said switch tracks in good condition and repair and safe for public travel to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted by expiration of time or otherwise, said grantees shall remove such switch tracks and all the appurtenances thereto, and shall forthwith restore said alley occupied by said switch tracks to a condition similar to the remaining portion of said alley in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

**SECTION 8.** This ordinance shall be in force and effect from and after its passage, provided, that within thirty (30) days after its passage, the grantees shall file an acceptance of this ordinance in writing with the City Clerk of the City of Chicago.

THOMAS M. HUNTER,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance amending ordinance of December 11, 1905, granting a permit to Crofts & Reed to maintain an

elevated switch track submitted a report recommending the passage of the ordinance, without compensation as fixed by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance amending ordinance of December 11, 1905, granting Crofts & Reed permission to maintain elevated switch track, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, without compensation, in accordance with the action of the Committee on Compensation.

#### AN ORDINANCE.

Amending an ordinance and granting permission and authority to William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators and assigns to erect and maintain in the center of North Claremont avenue, at the point where North Claremont avenue intersects with the north line of Kinzie street, a post, pier or column and to place and maintain three (3) girders or supports, two across Kinzie street and one across Claremont avenue, at or near the intersection aforesaid.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That Section one (1) of an ordinance passed by the City Council of the City of Chicago, on the eleventh day of December, A. D. 1905, entitled "An ordinance granting permission to William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators and assigns, to erect and operate an elevated switch

track," be and the same is hereby amended as follows:

[SECTION 1]. By adding at the end of Section one (1) of said original ordinance the following: That permission and authority be and they are hereby granted to William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators and assigns to erect and maintain in the center of North Claremont avenue at the point where Claremont avenue intersects with the north line of Kinzie street, a post, pier or column to support a structure and to place and maintain three girders or supports, one to extend from such column to the retaining wall on the north side of the tracks of the Chicago and Northwestern Railroad Company, another from such column to a similar post or column to be erected at the southeast corner of said lot twelve (12) and another to extend from the post or column to be so erected at the southeast corner of said lot twelve (12) across Kinzie street to the retaining wall on Kinzie street, north of the tracks of said Railroad Company.

SECTION 2. This ordinance shall be in force and effect from and after its passage, provided, that within thirty (30) days after its passage, the grantees shall file an acceptance of this ordinance in writing with the City Clerk of the City of Chicago.

ALSO,

The same Committee, to whom was referred an ordinance granting the Western Electric Company a permit to empty and drain sewage into the City's Twenty-Second Street Sewer, submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 19, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance, granting Western Electric Company permission to empty and drain into City's Twenty-Second Street Sewer, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Western Electric Company be and is hereby authorized and permitted to empty and drain into the city two feet brick sewer at the city limits on West Twenty-Second street, all sanitary sewage from the property of said Western Electric Company lying in the town of Cicero on the south side of said West Twenty-second street, and within six hundred feet west of the city limits and for said purpose to connect said premises with said sewer in accordance with plans to be approved by the Commissioner of Public Works, and subject to the general ordinances relating to such matters; provided, that at any time after twenty years from the passage of this ordinance it shall be optional with the City of Chicago whether it shall continue to permit said company to use said city sewer or whether it shall disconnect the sewer from said premises.

SECTION 2. This ordinance shall take effect upon the payment by said Western Electric Company to the City of Chicago of the sum of fifteen hundred dollars, in consideration of the permission hereby granted, provided, said payment is made within thirty days from the date of passage of this ordinance; otherwise the authority and permission hereby granted shall be null and void.

**UNFINISHED BUSINESS OF FORMER  
MEETINGS PENDING BEFORE  
THE COUNCIL.**

**SPECIAL ORDER.**

The Chair directed that the special order which had been set for eight o'clock, the report of the Committee on Local Transportation in re. the "Track Elevation ordinance" of the C. M. & St. Paul Railway Co. (Evanston Division), and amendments thereto, be now taken up.

The Clerk, at the direction of the Chair, read the opinion of the Corporation Counsel respecting the ordinance.

The following is the opinion:

March 17, 1906.

*To the Honorable the City Council:*

GENTLEMEN—I have the honor to acknowledge your request that I forward to you an opinion respecting the ordinance known as the track elevation ordinance of the Chicago, Milwaukee and St. Paul, together with the Northwestern Elevated, etc.

I note that your inquiry is a single one, divided into two sections.

First. What effect has the opinion of the Supreme Court of Illinois in the "telephone" case,—and subsequently fortified by the ruling in the "traction" cases,—upon the present proposed ordinance in so far as it relates to previous rights granted for the laying of track through the different communities which have subsequently become absorbed in or consolidated with the City of Chicago?

Second. If there is a feature of the ordinance which on its face can be called illegal?

As your request does not call for an opinion from me as to the expediency, wisdom or justice of the ordinance, or as to the propriety or effect of the operation of the ordinance, I assume that it is your purpose to leave all those matters to your own judgment, aided by such views as his Honor, the Mayor, may subsequently submit when the occasion may

arise for his executive suggestion or intervention.

With great respect for the opinion of any of the able assistants of this office—unless I misunderstand the effect of these conclusions—I am compelled to disagree in part.

The opinions of the courts in the "telephone" and "traction" cases decide that where a community has given a grant to a thing to exist and enjoy life, in turn for that thing giving to the community something in consideration, and this community passes out of existence, the thing which had heretofore been given life dies with the death of its creator. I illustrate the meaning of this opinion by a figure of speech, to-wit: where a bush gives life to a flower, and the bush dies, of course the bloom dies with it. This you will see would apply to a community which had given life to a telephone or traction concern, and where the power under the grant was taken from this particular community and for the purpose of serving this particular community.

However, where the institution is created by the State, and the grant is from the State, as in the case of the Chicago, Milwaukee and St. Paul and the Northwestern Elevated Railroads, the life is given by the State, and to make the opinions in the "telephone" and "traction" cases applicable, the State would have to go out of existence by becoming absorbed in some other form of government before the creation of the State would die upon the basis of the death of its creator.

Where the State has given life and grant to an institution such as a railroad, creating the same, under the general railroad law, as a common carrier, granting the privilege to lay tracks through the different portions of the State, and the road proceeds to lay its tracks through the different villages of the State, and the village gives by ordinance the permit directing the place, it is not such direction that gives the right



or grant to the company, such merely directs the place where the company may enjoy the right or life already granted to it by the State. In other words, such permit to place tracks merely prescribes the locality through or upon which it may go,—which, had such been denied, the company could, of its own volition, selected one, condemning the place and paying the damages.

The fifth subdivision of paragraph 20 of the Railroad Act specifically provides that railroads cannot be constructed across the street of any city, town or village without the assent of the corporation of such city, town or village. The Supreme Court of Illinois in *C. and W. I. R. R. Co., 100 Ill.*, has specifically stated that under this provision the line selected may, without the assent of the city, "cross streets, acquire right of way, \* \* \* construct its road," etc. However, when this assent has been given, and the tracks have been laid, the right to continue in such place—unless some public necessity justifying the removal—is one recognized by law; and in *Tudor v. Rapid Transit Co., 154 Ill.*, the court points out the right of the railroad to exist where the grant of its power is from the State, and this, even if the city should not assent to the road entering into it, it would have the right to enter anyhow. Though it might not have the right to occupy the street without the consent, it could, nevertheless, occupy such other portion of space as it chose, paying for such if condemnation was necessary. The court points out that the City Council could neither prevent this nor by any act or order enlarge the powers of this road so created by the State.

Therefore, the right of a road to pass through the town, or to pass through as a necessity of a transportation company through that particular locality, is not destroyed by the villages passing into the corporate City of Chicago. It is plain that if such would be true, every railroad heretofore passing through vil-

lages which have subsequently become municipalities or been merged into municipalities, would then be without existence or without legal right to continue.

My conclusion is that the absorbing of Rogers Park in the City of Chicago did not work the end or death of the right of the roads herein mentioned to exist as such in these several villages and conduct transportation business to the complete extent permitted by the laws of the State which had created the companies into existence and granted them the power and privileges of a railroad company.

However, I advise you that when these localities were absorbed by the City of Chicago and became a part of the City, the City of Chicago then became sovereign in its control of the streets and ways, of these villages, in so far as they are a part of Chicago, both as the successor to the village and as the original owner.

As the original owner or as the successor, the power of Chicago is now the same over these lines as if it had in the first instance granted the consent to lay these tracks in the heart of the city. This power is,—that in the event of any necessity of so important a nature as would in the wisdom of the City Council,—or the officers of the City require the removing of any track or the changing of the same for the benefit of some public good or general public welfare,—which apparently is superior to the mere private benefits of the company,—the City would have a right to take such course and make such order and exact such change or removal. The question would remain as to whether the City would have to pay the expense of such removal. That would be answered altogether by the terms of the original grant, which, if it did not forbid changes except at the expense of the City, the City would be under no liability to pay for these changes if forced by some public necessity so to do. The matter, therefore, is but one of control on the part of the City of its streets, which control is largely left by

our Legislature to the wisdom of the City Council and its officers acting under its orders and authority.

Having heretofore indicated my opinion upon the main legal phases of the ordinance, I pass therefore to the single other question as to wherein I find a purely legal objection.

I respectfully submit to your Honorable Body that it is seriously questionable whether an ordinance should ever be passed which grants different rights and privileges to two separate railroad companies, all expressed in one single ordinance. Particularly this is questionable where the ordinance attempts to create an obligation on one of these railroads to the other railroad, creating duties one to the other, as well as duties to the City growing out of the same object and purposes.

First. There is a legal objection which meets my mind. Under the Constitution of the State, the law of the Legislature must in its form have a single subject, and that subject must be stated in its title. This provision of requiring the law to have but a single subject has not been applied to ordinances generally, but should the City find necessary to enforce this particular ordinance under certain conditions which might arise—it might be met with the objection that where the City legislates upon a subject which has for its object only the execution of the purposes of a State law, in such respect the City acts for the State, and it is the State passing the law by its agent, the City, and that such ordinance is a law within the meaning of the word law, and is invalid in that it comprehends more than one subject. To avoid the very confusion that the ordinance presents in this respect, the constitutional safeguard has been enacted. That such ordinances are construed to be State laws is the reason why the federal courts enjoin the enforcement of such ordinances when they are charged to be in violation of the United States Constitution, upon the ground that it is the State which is passing the law.

I oppose from a legal standpoint an ordinance that is so involved with two separate subjects, dealing with two separate companies, which in the ordinance have contractual obligations one with each other, would necessitate the City being brought into court and into every strife whenever a contest arises between these different companies. I point out that whatever rights and privileges may be granted by the City to either of these companies, or both of them, should be separately stated in separate ordinances, being enactments by the City between the City and the particular companies therein named, so as to be enforceable without the defense being offered each time saying: "It's for the other company—not for the one proceeded against."

I doubt the advisability of the present form of the ordinance. While not strictly illegal, it is indeed questionable in its present form. I recommend that before passage amendments or construction be so constituted as to remove this objection,—or if passed in present shape, the error or irregularity be remedied before final engrossing.

I have the honor to be,

Very respectfully,

JAS. HAMILTON LEWIS,

*Corporation Counsel.*

The Clerk, on motion of Ald. Werno, presented the amendment to Section 19 of the ordinance, published on page 2817.

Ald. Werno moved the adoption of the amendment.

Ald. Werno moved to amend the amendment by inserting the words, "Kenilworth avenue, formerly known as," before the word "Touhy," wherever it occurs.

The motion prevailed.

Ald. Werno moved to adopt the amendment as amended.

The motion prevailed.

The following is the amendment as adopted:

Amendment to be added to Section 19 of

an ordinance requiring the Chicago, Milwaukee and St. Paul Railway Company to elevate that portion of its tracks called the "Evanston Division" between Graceland avenue and the north limits of the city, printed on pages 2538 to 2579, inclusive, of Council Proceedings of February 5, 1906.

It is also a condition of this grant that the Chicago, Milwaukee & St. Paul Railway Company shall at least six (6) months prior to commencing the work of elevating its tracks, as herein provided for, procure by purchase, condemnation or otherwise, and dedicate for use as a public street, a piece of land not less than fifty (50) feet in width, extending from the north line of Pratt avenue to the south line of Kenilworth avenue, formerly known as Touhy avenue, adjoining and parallel to Southport avenue, and shall pave said street when dedicated as aforesaid in a manner satisfactory to the Commissioner of Public Works, provided, that in case said Chicago, Milwaukee & St. Paul Railway Company shall acquire by purchase, condemnation or otherwise a new right of way between the north line of Pratt avenue and the south line of Kenilworth avenue, formerly known as Touhy avenue, and shall vacate and remove its tracks and structures from Southport avenue, between Pratt avenue and Kenilworth avenue, formerly known as Touhy avenue, then it shall not be required to procure and dedicate such piece of land as a public street.

Ald. Werno moved to amend the ordinance by inserting the words "Kenilworth avenue, formerly known as" before the words "Touhy avenue," wherever they occur in the ordinance.

The motion prevailed.

The Clerk, on motion of Ald. Werno, presented the amendment to Section 13, and the amendment to Paragraph 1 of Section 18, published on pages 2817 and 2818.

Ald. Werno moved to adopt the amendments.

The motion prevailed.

The following are the amendments as adopted:

Amend Section 13 of said ordinance by striking out the following words and figures in lines 3 and 4 of paragraph 1 of said section, to-wit:

"fully and finally complete said work of elevation on or before the 31st day of December, 1913;"

and substitute in lieu thereof the following:

"begin said work of elevation on or before the 31st day of December, 1913, and shall have the same fully and finally completed not later than December 31, 1915;"

so that lines 1, 2, 3, 4, 5, 6, 7, and part of 8 of paragraph 1 of said Section 13 as amended shall read as follows:

"SECTION 13. The railway company mentioned in this ordinance, which is hereby required to elevate its road bed and tracks, shall begin said work of elevation on or before the 31st day of December, 1913, and shall have the same fully and finally completed not later than December 31, 1915, unless prevented by strikes or riots or restrained by injunction or other order of process of a court of competent jurisdiction, and on failure so to do the rights and privileges herein granted shall terminate and become null and void."

Amend Section 18 of said ordinance by adding at the end of paragraph 1, after the word "service," the following:

"and unless such through service shall be provided by either or both of said companies within the time fixed by this ordinance, or in case such service shall at any time after the same has been put into effect, be discontinued, then all the rights and privileges granted by this ordinance shall terminate and become null and void."

The Clerk, on motion of Ald. Werno, presented the amendment to Paragraph 2 of Section 18, published on page 2818.

Ald. Werno moved to adopt the amendment.

Ald. Williston presented the following amendment, and moved to substitute it for the amendment under consideration:

Amend Section 18, by striking out all words and figures after the word "thereon," in line 36, on page 2574 of the Council Proceedings of February 5, 1906, to and including the word "void" in line 49, on page 2575.

Ald. Werno moved to lay on the table the motion of Ald. Williston to substitute.

The motion to lay on the table prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Potter, Young, Snow, Bennett, Jones, Moynihan, Hurt, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Butler, Siewert, Larson, Wendling, Bradley, Burns, Bihl, Hunt, Kohout—42.

*Nays*—Dixon, Harding, Dailey, Martin, Fick, Scully, Brennan, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, O'Connell, Badenoch, Ruxton, Hunter, Race—18.

The question recurring on the amendment to Paragraph 2 of Section 18, Ald. Snow moved to amend the amendment by striking out the words "or resolution" in lines 46 and 47, page 2575.

The motion prevailed.

Ald. Werno moved to adopt the amendment as amended.

The motion prevailed.

The following is the amendment as adopted:

Amend paragraph 2 of Section 18 of said ordinance by inserting in the 39th line on page 2574 of Council Proceedings

of February 5, 1906, between the word "all" and the word "cars," the words "or any."

And further amend said paragraph 2 by striking out the following words:

"from the tracks of said Chicago, Milwaukee & St. Paul Railway Company north of Wilson avenue,"

appearing on lines 40 and 41 of said section.

And further amend said paragraph 2 of Section 18 aforesaid, by inserting between the word "Loop," at the end of line 44, and the word "and," beginning of line 45, the following words:

"not to be located north of Kinzie street,"

so that said paragraph 2, as amended, will read as follows:

"Nothing in this ordinance contained shall ever operate to limit or affect whatever rights the City of Chicago has or may acquire, if any, to compel the re-routing of cars on and over the aforesaid 'Union Loop,' so as to provide through routes from one division of the city to another by means of the use of a portion of said 'Union Loop,' instead of the use of the entire 'Loop,' as at present; and nothing in this ordinance contained shall operate to prejudice the claims of the City of Chicago or the Northwestern Elevated Railroad Company in the existing controversy as to the validity and interpretation of the ordinances pertaining to the construction and maintenance of said 'Union Loop,' or any part thereof, and the operation of cars thereon. And the City of Chicago hereby expressly reserves, and the said railway and railroad companies expressly concede, the right of said city at any time hereafter as to all or any cars operated under the authority of this ordinance over the structure and tracks of said Northwestern Elevated Railroad Company south of Wilson avenue, to prescribe through routes over any part of said 'Union Loop,' and to prescribe the use of new terminals in lieu of said 'Loop,' not to be located north of Kinzie street, and on

failure to comply with the requirements of the city in this respect within six (6) months after the passage of any ordinance prescribing such change of route or new terminals, all the privileges herein and hereby granted shall terminate and become null and void."

Ald. Cullerton moved to amend line 2, page 2575, in the second paragraph, by adding the words "and future" after the word "present."

Ald. Dunn moved to lay the motion on the table.

The motion to lay on the table prevailed by yeas and nays as follows:

*Yeas*—Dixon, Harding, Foreman, Daley, Martin, Potter, Snow, Bennett, Pick, Harris, Hurt, Scully, Maypole, Harkin, Nowicki, Brennan, Ryan, Powers, Stewart, Reese, Sullivan, Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bade-noch, Bihl, Hunt, Ruxton, Hunter—39.

*Nays*—Coughlin, Kenna, Pringle, Richter, Young, Jones, Moynihan, Cullerton, Uhler, Zimmer, Considine, Riley, Beilfuss, Smith, Dever, Sitts, Finn, Dougherty, Schmidt (23d ward), Butler, Kohout, Race—22.

Ald. Werno presented the following amendments:

Amend the ordinance for the elevation of the roadbed and tracks of the "Evanston Division" of the Chicago, Milwaukee and St. Paul Railway Company, published on pages 2537 to 2579, inclusive, of the Proceedings of the City Council of February 5, 1906:

Amend Section 1, Paragraph 1, in the 101st line after the word "attained" by inserting the following: "thence said elevation shall continue in a northerly direction on an ascending gradient of about 0.27 per centum for a distance of about eight hundred (800) feet to a point in the center line of Howard avenue, where an elevation of not less than 28.53 feet above city datum shall be attained."

Amend Section 4, on page 2542, in the 13th line by striking out the word "and," and the 14th line by striking out the "... and after the word "avenue" in the 14th line by adding the following, "and Howard avenue."

Amend Section 4a, on page 2562, after the dimensions for the subway in Rogers avenue, by adding the following:

"Subway in Howard avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide).

"The depression of the street shall not exceed 4.0 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 15.0 feet above city datum. This level shall extend to the right-of-way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

"Width between walls of subway, 66 feet.

"Width of roadway, 46 feet in subway.

"Width of sidewalks, 10 feet each in subway.

"Width of roadway and sidewalks outside of subway shall be the same as they now exist.

"The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

"Clear head room, 12.0 feet.

"This subway shall be constructed so that the south half (S. ½) shall be located within the incorporated limits of the City of Chicago, and the north half (N. ½) within the incorporated limits of the City of Evanston."

Ald. Werno moved to adopt the amendments.

The motion prevailed.

Ald. Finn presented the following

amendment and moved its adoption:

Amend by adding at the end of the first paragraph of Section 18, on page 2574 of the current Council Proceedings the following:

"A station shall be established on said Evanston Division at or about Hayes avenue."

The motion prevailed.

Ald. Williston presented the following amendment and moved its adoption:

Amend Section 3, page 2541 by adding the following:

"And provided further, that some suitable device or devices, satisfactory to and approved by the Commissioner of Public Works shall be provided on all bridges to deaden the noise of operating trains over them."

The motion prevailed.

Ald. Williston presented an amendment to Paragraph 2 of Section 1 of the ordinance.

Ald. Snow moved to amend by striking out the word "to" in line 5 of the amendment as presented, and inserting in lieu thereof the words, "at the end of."

The motion prevailed.

Ald. Williston moved to adopt the amendment as amended.

The motion prevailed.

The following is the amendment as adopted:

Amend Paragraph 2, Section 1, Council Proceedings, page 2540, by inserting in line 7, after the word "time" the words "after the completion of such elevated embankments to," and by striking out the words "when elevated" after the word "six" in line 8, and by adding the end of said paragraph, the following: "Provided, however, that the rights and privileges granted in and by this para-

graph are hereby expressly conditioned upon the furnishing and maintaining of the continuous through service between stations on said Evanston Division and stations on the Union Loop provided for in Section 18 of this ordinance, during the full term of the rights and privileges hereinafter granted to said railway company and said railroad company."

Ald. Williston presented an amendment to strike out everything after the word "appurtenances" in line 6, down to and including the word "Chicago" in line 9, and to add a certain provision after the word "provided" in line 25.

After debate, the amendment was withdrawn.

Ald. Williston moved to pass the ordinance as amended.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Dixon, Harding, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Fick, Harris, Hurt, Scully, Hoffman, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Brennan, Ryan, Powers, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Raymer, Larson, Wendling, Bradley, Burns, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Hunter, Race—51.

*Nays*—Coughlin, Kenna, Moynihan, Cullerton, Uhlir, Dever, Sitts, Finn, Werno, Butler, Kohout—11.

Ald. Williston moved to reconsider the vote last taken.

Ald. Dunn moved to lay the motion on the table.

The motion prevailed.

The following is the ordinance as passed:

(Parts of ordinance in italics are amendments adopted since February 1, 1906.)

## AN ORDINANCE

Requiring the Chicago, Milwaukee and St. Paul Railway Company to elevate that portion of its roadbed and railway tracks of its so-called "Evanston Division," between Graceland avenue or Irving Park boulevard, and the north limits of the City of Chicago; and changing the grades of portions of certain streets and avenues; and providing for connecting tracks between the tracks of said Evanston Division and the tracks of the Northwestern Elevated Railroad Company; and also providing the manner of operating part of said railway with electric power.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Chicago, Milwaukee and St. Paul Railway Company is hereby ordered and required to elevate that portion of its roadbed and railway tracks of its so-called "Evanston Division," between Graceland avenue or Irving Park boulevard, and the north limits of the City of Chicago; and to change the grade of portions of certain streets and avenues, in manner and upon the conditions hereinafter specified, that is to say:

Paragraph 1. The Chicago, Milwaukee and St. Paul Railway Company shall commence the elevation of the roadbed and tracks of its so-called "Evanston Division" at a point north of Graceland avenue or Irving Park boulevard; from said initial point the proposed elevation of the roadbed and tracks of said company shall continue in a northerly direction on an ascending gradient to a point about on the north line of Buena Park passageway where an elevation of not less than twenty-one and fifty-three (21.53) hundredths feet above city datum shall be attained; thence said elevation shall continue in a northerly direction on an ascending gradient of about twenty-four (0.24) hundredths per centum for a distance of about eleven hundred and thirty (1130) feet to a point about ten (10) feet south of the south line of Montrose boulevard, where an elevation of not less than twenty-four and forty-six (24.46) hundredths feet above city datum shall be attained; thence said elevation shall continue on a level grade in a northerly direction for a distance of about two thousand and seventy-five (2,075) feet to a point about on the north line of Leland avenue where not less than the same elevation above city datum shall be maintained; thence said elevation shall continue

in a northerly direction on a descending gradient of about forty-one (0.41) hundredths per centum for a distance of about seven hundred (700) feet to a point about on the north line of Lawrence avenue where an elevation of not less than twenty-one and fifty (21.50) hundredths feet above city datum shall be attained; thence said elevation shall continue on a level for a distance of about seven hundred and sixty-five (765) feet to a point about on the north line of Ainslie street where not less than the same elevation above city datum shall be maintained; thence said elevation shall continue in a northerly direction on a descending gradient of about sixty-seven (0.067) thousandths per centum for a distance of about seven hundred and fifty (750) feet to a point about on the north line of Argyle street where an elevation of not less than twenty-one (21.0) feet above city datum shall be attained; thence said elevation shall continue on a descending gradient of about seventy-two (0.072) thousandths per centum for a distance of about seven hundred (700) feet to a point on the north line of Winona street, where an elevation of not less than twenty and fifty (20.50) hundredths feet above city datum shall be attained; thence said elevation shall continue on a level in a northerly direction for a distance of about five thousand three hundred and ninety-five (5,395) feet to a point about on the north line of Thorndale avenue where not less than the same elevation above city datum shall be maintained; thence said elevation shall continue in a northerly direction on an ascending gradient of about sixty-five (0.065) thousandths per centum for a distance of about seven hundred and seventy-five (775) feet to a point about on the north line of Glenlake avenue where an elevation of not less than twenty-one (21.0) feet above city datum shall be attained; thence said elevation shall continue in a northerly direction on an ascending gradient of about twelve hundredths (0.12) per centum for a distance of about eight hundred and twenty-five (825) feet to a point about on the north line of Granville avenue where an elevation of not less than twenty-two (22.0) feet above city datum shall be attained; thence said elevation shall continue on a level in a northerly direction for a distance of about six hundred and sixty (660) feet to a point about on the north line of Rosemont avenue where not less than the same elevation above city datum shall be maintained; thence said elevation shall continue on an ascending gradient of about twenty-five (0.25) hundredths per centum for a distance of about six hundred and sixty (660) feet to a point about on the north line of Devon avenue where an elevation of not less than twenty-three and fifty (23.50) hundredths feet above city datum shall be at-



tained; thence said elevation shall continue in a northerly and westerly direction on an ascending gradient of about forty-eight (0.048) thousandths per centum for a distance of about ten hundred and fifty (1,050) feet to a point about on the west line of Evanston avenue where an elevation of not less than twenty-four (24.0) feet above city datum shall be attained; thence said elevation shall continue in a northerly and westerly direction on a descending gradient of about eleven hundredths (0.11) percentum for a distance of about thirteen hundred (1,300) feet to a point about on the south line of North Shore avenue where an elevation of not less than twenty-two and fifty (22.50) hundredths feet above city datum shall be attained; thence said elevation shall continue in a northerly and westerly direction on an ascending gradient of about two-tenths (0.2) per centum for a distance of about seven hundred and twenty-five (725) feet to a point about on the south line of Pratt avenue where an elevation of not less than twenty-four (24.0) feet above city datum shall be attained; thence to a point about on the north line of said avenue where not less than the same elevation above city datum shall be attained; thence said elevation shall continue in a northerly direction on a descending gradient of about twenty-three hundredths (0.23) per centum for a distance of about eight hundred and eighty (880) feet to a point on the north line of Morse avenue where an elevation of not less than twenty-two (22.00) feet above city datum shall be attained; thence said elevation shall continue in a northerly direction on a descending gradient of about eleven (0.11) hundredths per centum for a distance of about four hundred and forty (440) feet to a point about on the north line of Lunt avenue, where an elevation of not less than twenty-one and fifty (21.50) hundredths feet above city datum shall be attained; *thence said elevation shall continue in a northerly direction on an ascending gradient of about 0.27 per centum for a distance of about eight hundred (800) feet to a point in the center line of Howard avenue, where an elevation of not less than 28.53 feet above city datum shall be attained;* thence said elevation shall continue in a northerly direction and may descend on the most suitable gradient convenient and practicable to said railway company to a connection with its present roadbed and tracks north of Rogers avenue.

**Paragraph 2.** The railway company mentioned in this ordinance is hereby authorized to make such changes from time to time, in the position and alignment of its existing main and side tracks and switch connections as it may deem necessary or convenient; and said railway company is hereby authorized to construct such elevated

embankments the full width of its right of way and, from time to time, *after the completion of such elevated embankments*, to construct, maintain and operate thereon such number of tracks, not to exceed six, as it may deem necessary for the transaction of its business and to carry such additional tracks over all intervening streets and avenues in the same manner as is herein provided for existing tracks. *Provided, however, that the rights and privileges granted in and by this paragraph are hereby expressly conditioned upon the furnishing and maintaining of the continuous through service between stations on said Evanston Division and stations on the "Union Loop" provided for in Section 18 of this ordinance, during the full term of the rights and privileges hereinafter granted to said Railway Company and said Railroad Company.*

Paragraph 3. Permission and authority are hereby granted to the Chicago, Milwaukee and St. Paul Railway Company that whenever the roadbed and tracks of said railway company shall be elevated, or during the time such work is under construction, said Chicago, Milwaukee and St. Paul Railway Company or the Northwestern Elevated Railroad Company, either or both, severally or jointly, may construct at a point north of Wilson avenue, and also at a point between Graceland avenue or Irving Park boulevard and Wilson avenue, connections between the tracks of said railway and railroad companies.

Paragraph 4. All elevations of the railway tracks mentioned in this ordinance shall refer to the top of the rail.

SECTION 2. The embankments on which said elevated roadbed shall be constructed within the aforesaid limits shall be composed of cinders, slag, sand, clay, gravel, loam, broken stone or whatever else may compose the surplus material excavated from the subways and from the foundation pits and trenches along the line of said work.

The side slopes and lateral dimensions of said embankment will be fixed and determined by the natural angle of repose of the materials of which said embankment may be constructed, but whenever it may become necessary for the purpose of keeping said embankment entirely within the lines of the right of way of said company, such portions of said embankment at all such points shall be kept within said right of way lines by, or they shall be confined between retaining walls of stone, concrete or brick masonry; Provided, however, that whenever said retaining walls are of insufficient height to properly protect said right of way and to prevent trespassing thereon, then said retaining walls as aforesaid, shall be surmounted?

with a suitable fence or railing, but whenever said retaining walls are not used at all the right of way of said company shall be fenced in or otherwise properly enclosed in compliance with the present ordinances of the City of Chicago relating to the fencing of railroad tracks.

SECTION 3. The said elevated tracks shall be carried across all intersecting streets and avenues which by the terms of this ordinance are provided with subways, on suitable bridges of one, two, three or four spans whose superstructure shall consist of iron or steel girders with iron or steel main floor or ordinary track stringers, but should the latter method be adopted then some suitable device satisfactory to and approved by the Commissioner of Public Works shall be provided to prevent storm water, dirt, oil and other substances from dropping from such elevated structure upon the subways beneath. The said bridges shall be supported upon abutments of concrete, stone or brick masonry, or on rows of iron or steel columns braced together laterally and erected on and anchored to masonry foundations constructed within the lines of the railroad's right of way and in center of curb lines of the intersecting avenues and streets, as provided in the schedule of subways herein contained. Provided if it shall be found necessary to construct any retaining or side walls in connection with any approaches to subways to support the adjoining property line along the depression to subways, then such walls may be constructed within the limits of the street or public way upon which such approach is situated, and the abutments or side walls of the subway itself reached by such approach may be correspondingly advanced into the street so as to be in a continuous straight line with the approach wall; and in any such case the other details and dimensions of the subways given in the attached schedule of subway may be changed as far as necessary to accord with the location of retaining or side walls or abutments aforesaid. Provided, however, that the Mayor and City Council shall be the final judges of the necessity for such construction and shall first issue a permit for each such change of construction. *And, provided, further, that some suitable device or devices, satisfactory to and approved by the Commissioner of Public Works, shall be provided on all bridges, to deaden the noise of operating trains over them.*

SECTION 4. Subways shall be constructed beneath the tracks of the Chicago, Milwaukee and St. Paul Railway Company where said tracks are intersected and crossed by Buena Park Station, Montrose boulevard, Wilson avenue, Evanston avenue, Leland avenue, Law-

ence avenue, Ainslie street, Argyle street, Winona street, North Fifty-ninth or Foster avenue, Berwyn avenue, Balmoral avenue, Catalpa avenue, Bryn Mawr avenue, Hollywood avenue, Ardmore avenue, Thorndale avenue, Glenlake avenue, Granville avenue, Rosemont avenue, Devon avenue, Evanston avenue, North Shore avenue, Columbia avenue, Pratt avenue, Farwell avenue, Morse avenue, Lunt avenue, Greenleaf avenue, Jackson or Estes avenue, Kenilworth avenue, formerly known as Touhy avenue, Chase avenue, Sherwin or Perry avenue, Bryan avenue, Ashland avenue diverted into Fargo avenue, Rogers avenue and *Howard avenue*.

SECTION 4a. The several subways hereinbefore referred to in Section 4 of this ordinance and which shall be constructed with the elevation upon which said tracks are to be placed, shall as to their size and dimensions, locations and other details be in accordance with the following schedule:

Passageway at Buena Park Station, Under the Chicago, Milwaukee and St. Paul Railway.

The depression of the street shall not exceed 1.07 feet below the present surface of tracks, making the elevation of the floor of the passageway not less than 11.93 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 4.0 feet in 100 feet to a connection with the present surface of the ground.

Width between walls of passageway, 15.0 feet.

Clear head room, 8.0 feet.

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Subway in Montrose Boulevard, Under the Chicago, Milwaukee and St. Paul Railway. (Boulevard, 66 Feet Wide.)

The depression of the street shall not exceed 2.64 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 9.46 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.5 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 66 feet.

Width of roadway, 46 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 13.5 feet.

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Subway in Wilson Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

The depression of the street shall not exceed 2.54 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 9.46 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 80 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 20 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 13.5 feet.

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Subway in Evanston Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 100 Feet Wide.)

The depression of the street shall not exceed 2.54 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 9.46 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof.

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From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 100 feet.

Width of roadway, 60 feet in subway.

Width of sidewalks, 20 feet each in subway.

Width of roadway and sidewalks outside of subway, and in Leland avenue, shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and also two lines of posts, one upon each side and parallel with the outer rail of the existing street car tracks in said avenue, but not less than four feet therefrom, to support girders.

Clear head room, 13.5 feet.

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Subway in Leland Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 2.56 feet below the present grade of tracks at the connection with Evanston avenue, making the elevation of the floor of the subway at that point the same as in Evanston avenue, 9.46 feet above city datum; from this point the floor of the subway shall ascend on a grade of about 1.67 feet in 100 feet to the east right of way line of said railway where the elevation of the floor of the subway shall be about 10.46 feet above city datum. From this point the east approach shall extend east to a connection with the present surface of street, including the east and west approaches into the alley on the north.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

**Subway in Lawrence Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)**

The depression of the street shall not exceed 3.2 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into the alley on the north and south.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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**Subway in Ainslie Street, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)**

The depression of the street shall not exceed 2.8 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into the alley on the north and south.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Argyle Street, Under the Chicago, Milwaukee and St. Paul Railway. (Street, 66 Feet Wide.)

The depression of the street shall not exceed 2.9 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.5 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into the alley on the north and south.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Winona Street, Under the Chicago, Milwaukee and St. Paul Railway. (Street, 66 Feet Wide.)

The depression of the street shall not exceed 3.0 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of



street, including the east and west approaches into the alley on the north and south.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in North Fifty-ninth or Foster Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66Feet Wide.)

The depression of the street shall not exceed 2.8 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the east and west approaches into the alley on the north and south.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

Subway in Berwyn Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 2.3 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Balmoral Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 1.8 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Catalpa Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 1.3 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.0 feet above city datum. This level shall ex-

tend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be laced in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Bryn Mawr Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 1.7 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of

street, including the east and west approaches into the alley on the north and south.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Hollywood Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 1.2 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway. .

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Ardmore Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 1.2 feet below the

present grade of tracks, making the elevation of the floor of the subway not less than 7.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Thorndale Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 1.5 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east and west.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts the center of the roadway to support girders.

Clear head room, 12.0 feet.

Subway in Glenlake Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 2.0 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 7.5 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of

street, including the north and south approaches into the alley on the east and west.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof, and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Granville Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 2.0 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.5 feet above city datum. This level shall extend to the right-of-way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Rosemont Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 2.5 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.5 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Devon Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 3.0 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.5 feet above city datum. This level shall

extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the south approach into the alley on the east.

Width between walls of subway, 66 feet.

Width of roadway, 42 feet in subway.

Width of sidewalks, 12 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof to support girders.

Clear head room, 13.5 feet.

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Subway in Evanston Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 100 Feet Wide.)

The depression of the street shall not exceed 3.0 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 9.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north approach into the alley on the west.

Width between walls of subway, 100 feet.

Width of roadway, 60 feet.

Width of sidewalks, 20 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and two lines of posts in the center of the roadway (about 20 feet apart at right angles) to support girders.

Clear head room, 13.5 feet.



Subway in North Shore Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 2.0 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 9.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Columbia Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 1.52 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 9.98 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts

may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Pratt Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

This subway shall be constructed of such dimensions and according to such plans as may be agreed upon between the Board of Commissioners of North Shore Park District and the said Chicago, Milwaukee and St. Paul Railway Company.

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Subway in Farwell Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

The depression of the street shall not exceed 1.01 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 9.49 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Morse Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

The depression of the street shall not exceed 2.0 feet below the present grade of tracks, making the elevation of the floor of th

subway not less than 8.5 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 60 feet.  
and about one foot above the level of the same. Two lines of posts

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.\*

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Lunt Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

The depression of the street shall not exceed 3.3 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

Subway in Greenleaf Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

The depression of the street shall not exceed 4.2 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Estes Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

The depression of the street shall not exceed 4.0 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of post

may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Kenilworth Avenue, Formerly Known as Touhy Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide).

The depression of the street shall not exceed 4.1 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.0 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Chase Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 80 Feet Wide.)

The depression of the street shall not exceed 3.58 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 8.92 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the northeast.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Sherwin and Perry Avenues, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 2.83 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 9.97 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Bryan Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 1.98 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 11.02 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Ashland Avenue diverted into Fargo Avenue, Under the Chicago, Milwaukee and St. Paul Railway.  
(Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 1.93 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 12.07 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street, including the north and south approaches into the alley on the east.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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Subway in Rogers Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)

The depression of the street shall not exceed 3.13 feet below the present grade of tracks, making the elevation of the floor of the

subway not less than 12.87 feet above city datum. This level shall extend to the right of way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.

Width between walls of subway, 60 feet.

Width of roadway, 40 feet in subway.

Width of sidewalks, 10 feet each in subway.

Width of roadway and sidewalks outside of subway shall be the same as they now exist.

The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.

Clear head room, 12.0 feet.

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*Subway in Howard Avenue, Under the Chicago, Milwaukee and St. Paul Railway. (Avenue, 66 Feet Wide.)*

*The depression of the street shall not exceed 4.0 feet below the present grade of tracks, making the elevation of the floor of the subway not less than 15.0 feet above city datum. This level shall extend to the right-of-way lines of said railway on each side thereof. From this level the approaches shall extend on a grade of not to exceed 3.0 feet in 100 feet to a connection with the present surface of street.*

*Width between walls of subway, 66 feet.*

*Width of roadway, 46 feet in subway.*

*Width of sidewalks, 10 feet each in subway.*

*Width of roadway and sidewalks outside of subway shall be the same as they now exist.*

*The depression of sidewalks shall be uniform with the roadway and about one foot above the level of the same. Two lines of posts may be placed in curb lines and inside thereof and one line of posts in the center of the roadway to support girders.*

*Clear headroom, 12.0 feet.*



*This subway shall be constructed so that the south half (S.  $\frac{1}{2}$ ) shall be located within the corporated limits of the City of Chicago and the north half (N.  $\frac{1}{2}$ ) within the corporated limits of the City of Evanston.*

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SECTION 4b. The grade of streets that intersect the approaches to subways, as described in Section 4a of this ordinance, shall be depressed so as to conform to the grade of the approaches into such subways.

SECTION 4c. In the several subways mentioned in this ordinance there shall be constructed a vertical curve where the head of the approaches connects with the present grade of streets, and said vertical curve shall extend not less than twenty (20) feet each side of said intersection of grades, and the middle ordinate of the vertical curve shall be equal to one-quarter ( $\frac{1}{4}$ ) the difference between the elevation of the points on said intersecting grades.

SECTION 5. All such excavations shall be made in the streets as may be required for the depression of such subways and the approaches thereto. But the depressed portion of the streets shall be restored to serviceable condition for the use of the public as soon as practicable, and all water pipes, conduits, sewers and other substructures belonging to the city that may be disturbed by such excavations or required to be moved or deflected from the position in which they are found shall be replaced or suitable expedients shall be devised and provided to restore them as fully as may be to their former state of usefulness, but the gradients of the sewers shall not be reduced in any event. All such work shall be done by the railway company as indicated in Section 4a, and at its sole expense; and if in the construction of any of said subways or approaches it shall become necessary to disturb, remove or destroy any pipes, conduits, wires or other property belonging to any private corporation or individual, all of the cost and expense thereof and all damage thereto shall be borne and assumed by the City of Chicago, and the said city will by condemnation, purchase, or otherwise secure to said railway company the free and uninterrupted right to prosecute its said work, and will save the said railway company harmless from any and all claims, demands and suits arising therefrom, and all damages which may be recovered therefor.

SECTION 6. The grades of all the streets and alleys in which any subways are to be built in accordance with the provisions of this

ordinance or where streets shall be depressed in accordance with this ordinance, along the line of the several subways, shall be and the same are hereby changed so as to conform to the grades of such subways as they shall be depressed, pursuant to the provisions of this ordinance.

SECTION 7. Provisions shall be made for the drainage of the several subways wherever the streets are depressed, as provided for in this ordinance, by the construction of receiving basins properly located in or immediately adjacent to said subways, which said receiving basins shall be connected and discharge their contents into the adjacent city sewers. In case the lowest point of the surface of any of said subways should be below the grade of the adjacent sewers, some other adequate means of drainage satisfactory to the Commissioner of Public Works must be devised and provided by said railway company at its expense.

SECTION 8. Paragraph 1. The subways and approaches thereto so to be constructed by said company in said streets and avenues aforesaid, wherever the same shall be depressed, shall conform to the following requirements in this section mentioned, namely:

The roadway in subways shall be paved by said railway company with a single course of vitrified brick of standard quality, laid at right angles with the curb lines and set upon a solid foundation of hydraulic cement concrete of not less than six (6) inches thick or deep when solidly tamped in place, and otherwise finished and properly crowned ready for the brick wearing surface, between which and the concrete there shall be interposed a layer of screened sand not less than one-half inch thick. The curb shall be of sound, hard limestone, sandstone or concrete masonry, of standard dimensions and finish, and the sidewalks in subways shall be finished and paved with Portland cement concrete of standard quality and workmanship, and with the curbing and roadway paving shall be made, finished and put in permanent place in accordance with the requirements of the Department of Public Works of the City of Chicago, and shall be forever maintained by said railway company, at its own expense, in condition fit for safe and convenient public travel and to the satisfaction of the Commissioner of Public Works. The approaches to subways shall be in all respects restored as near as may be to their former condition before being so excavated. The paving and sidewalks in subways where streets or avenues are not depressed shall be the same as in the adjoining parts of such streets or avenues, if such paving and sidewalks exist at the time of construction of said sub-

ways, if not, whenever such paving and sidewalks shall be provided. The said company, its successors, lessees and assigns, shall furnish and maintain adequate lights, not less than one arc light of not less than four hundred watts for public lighting purposes at all subways herein provided for, and shall furnish and maintain lights as above provided, for the lighting of such subways; the said lighting to be done upon order issued by the City Electrician, and said company shall have the option of installing the lights or having it done by the city. If the installation or maintenance of such electric lights is done by the city, said company hereby agrees to pay the city not only the cost and expense for the installation of the electric lights herein provided for, but also a reasonable cost for the maintenance of such lights and furnishing electricity for the same.

Said railway company shall execute a good and sufficient bond in the amount of twenty-five thousand (\$25,000) dollars, conditioned that it shall furnish and use such material and workmanship in the construction of the improvements heretofore specified as to insure the same to be free from all defects, and to remain in continuous good order and condition for a period of ten (10) years from and after the completion and acceptance of the same; and as a guarantee of the faithful performance of the work, the quality of the material furnished and the proper construction of said improvement, said railway company hereby agrees to keep and maintain the improvement made by it without additional charge or cost to the City of Chicago, in such order and condition as will be satisfactory to the Commissioner of Public Works, during the life of this ordinance, which keeping and maintaining shall include repairs or the entire reconstruction of the same; provided, however, said railway company shall not be required to keep or maintain any part of said improvement made under this guarantee which after its completion and acceptance shall have been removed for the purpose of laying or repairing any gas, sewer, water or other pipe or conduit, in accordance with a permit granted by the City of Chicago, or to maintain or renew any part of said improvement that may have been damaged in any manner by any work which shall have been done in accordance with or under the authority of a permit granted by the City of Chicago.

If said railway company shall fail, neglect or refuse to repair, keep and maintain the said work done by it in accordance with this paragraph within thirty (30) days after notice to do so from the Commissioner of Public Works, the Commissioner of Public Works may proceed to do or cause to have done the work necessary to com-

ply with the same and collect the cost and expense thereof from the railway company mentioned in this ordinance which shall be so in default.

Paragraph 2. As to the streets in this section mentioned, which are already paved or provided with sidewalks, such paving and sidewalks may be restored with the present material when the same is in good condition, by said railway company at its expense, in such portions of said streets as are required to be constructed by said company, except that said company shall not be required to restore any part of the paving of approaches or subways which it is the duty of any street railway company or other corporation itself to restore under existing laws or ordinances.

Paragraph 3. Said railway company shall pave the entire length and width of the roadway in such portions of the subways as are required to be constructed by said railway company as is mentioned in this ordinance, except that such company shall not be required to pave any part of the subways to be occupied by or adjacent to street railway tracks which by reason of existing laws or ordinances, or as herein provided, it will be the duty of any street railway company or other corporation itself to pave.

Paragraph 4. Any street railway company occupying any of the streets in the City of Chicago crossed by said proposed elevation shall, when and as the grade of such street shall be changed, as in this ordinance provided, at its own expense, without claim for damages, conform the grade of its track or tracks to the said change of grade of said streets, both during and after the work of depressing said streets, and nothing in this ordinance shall operate or be held to relieve such street railway companies from any liability now existing of paving such streets between or on either side of its said tracks in the manner and form as now required.

Paragraph 5. Nothing in this ordinance contained shall be construed as to require said Chicago, Milwaukee and St. Paul railway company to assume or pay any damages to adjacent property or business caused by the passage and enforcement of this ordinance, or by the excavation, depression or change of grade made in any of the public avenues, streets or alleys, or of the railway of said company, or to defend any suit or suits which may be brought against said railway company, or against the City of Chicago or against any other party or parties for the recovery of any such damages; but it is understood, and the

City of Chicago hereby agrees, that all such damages, if there are any, shall be adjusted and paid by the City of Chicago, and the said city will assume the defense of any and all suits brought for the recovery of the same, intervening therein if necessary for such purposes, and will wholly relieve said railway company from defending the same, and will pay all judgments recovered therein; provided, however, that said company shall be liable for such damages as may arise from the negligent performance by said company of any of the obligations imposed upon it by this ordinance.

The above stipulations in this paragraph are, however, dependent upon the condition precedent that in case any suit be brought against said company, said company will, five days before the last day to plead therein, give notice in writing of such suit and of service therein to the Mayor and Corporation Counsel of said city for the purpose of enabling such defense to be made by the city.

Paragraph 6. Said railway company and any contractor employed by it in the execution of the work herein required to be done shall have the right in the performance of any work done in carrying out the provisions of this ordinance, to take water from the public water system of said city, and to use the same in such work free of all charge or expense.

SECTION 9. All the work hereinbefore in this ordinance required to be done by said company upon or in connection with the public avenues and streets of the city shall be done and performed under the superintendence and subject to the inspection and approval of the Commissioner of Public Works of said city. At least ten days prior to the commencement of any part of such work the plans and specifications therefor shall be submitted to said Commissioner of Public Works for his examination, and if found to be in accordance with the provisions of this ordinance in so far as this ordinance contains specific provisions, and in the absence of such specific provisions, if they shall be satisfactory to the Commissioner of Public Works in regard to matters and details which by this ordinance are left to his discretion and judgment, such plans shall be approved by him, and after such approval all of the work outlined and included therein shall be constructed in strict conformity therewith. Nothing in this ordinance shall impose upon said company any liability to the City of Chicago for any services performed or to be performed by any officer or employe of said city in superintending or inspecting the work authorized or required by this ordinance.

SECTION 10. Permission and authority are hereby granted

to said company whenever necessary in the prosecution of the work it is herein authorized or required to perform, to obstruct temporarily any public street, avenue or alley to such extent and for such length of time as may be approved by the Commissioner of Public Works; and said company is also hereby authorized whenever the same shall become necessary to erect and maintain temporary structures and false work on any of said streets and avenues during the construction of its said elevated railroad subject to the like approval of the Commissioner of Public Works.

SECTION 11. When said railway company in Section 1 of this ordinance mentioned shall have elevated its respective tracks in accordance with this ordinance, so that the same shall be ready for use, then and thereupon all provisions of the ordinances of the City of Chicago relating to the speed of railway trains, the number of cars to constitute a train, requiring the ringing of locomotive bells, the use of train or engine lights, the sounding of signals before starting trains, and the maintenance of gates, flagmen, watchmen, signals and signal towers, and the operating of cars or trains across street crossings shall cease to be applicable to said railroad, so far as the streets over which such tracks have been elevated are concerned; provided, however, this ordinance is not to be construed as a waiver or surrender by the City of Chicago of any of its police powers or of the right at any time hereafter to pass necessary and reasonable police ordinances in relation to the matters above enumerated. After such elevation it shall be unlawful for any person or persons save employes of said company, its successors, lessees, assigns or grantees in the discharge of their duties to enter or be upon, or to walk along or across the said elevated structure or roadway at any place. If any person shall trespass upon said elevated roadway, such person and all others aiding, abetting or assisting therein shall be liable to a fine of not less than five dollars nor more than one hundred dollars for each and every offense.

SECTION 12. In consideration of the acceptance of this ordinance by said railway company and of the agreement by said company to do and perform all obligations imposed upon it by this ordinance, the City of Chicago upon its part undertakes and agrees that upon the lines of railroad described in Paragraph 1 of Section 1 of this ordinance if it shall at any time require a crossing at any street or streets, avenue, alley or public way for which no subway is provided in the schedule of subways contained in this ordinance, or shal

open, lay out or extend any street, avenue or public way across the right of way of said company between Graceland avenue or Irving Park boulevard on the south, and the north limits of the City of Chicago, such crossing shall be made by subways only, and no claim for compensation on account of land taken for right of way of said street or streets, avenue, alley or public way shall be made by said railway company whose right of way is to be crossed, and such waiver of compensation shall attach to and run with such land in the hands of any grantee or grantees of said railway company, but the sole cost and expense of the construction of such subway or subways, and of such bridge or bridges as may be necessary to carry all of the tracks on said company's right of way shall be borne and paid for by the City of Chicago without expense to said railway company mentioned in this ordinance. And in no case shall any such bridge or bridges or such subway or subways so to be built be inferior in any respect to the bridges and subways to be built by said railway company under the terms of this ordinance. Such bridges or subways so to be built at the expense of said city shall conform in all respects to the general form and quality of material of the bridges and subways provided for in this ordinance to be built at the expense of said railway company, except as to such changes in the details thereof as may be agreed upon by the City Engineer of the City of Chicago and the Chief Engineer of said railway company. The work of such construction shall be done by said railway company, and the amount to be paid by the City of Chicago for such work and construction shall not exceed the actual and reasonable cost thereof. Such bridges, respectively, shall support all the tracks of said company then existing and in use across the proposed street or streets, avenues, alleys or public ways at the time of the construction of such subway or subways across such right of way. But said railway company shall not be required to do any work toward the construction of any such subway or subways, bridge or bridges, until the cost thereof as may be estimated by the City Engineer and the Chief Engineer of said railway company shall have been first paid over to said railway company or deposited in some responsible bank for its benefit and to be paid over to said railway company at once upon the completion of said work. The grade of the roadbed and tracks of said railway company shall be and remain at the grade hereinbefore specified.

SECTION 13. The railway company mentioned in this ordinance which is hereby required to elevate its roadbed and tracks shall *begin said work of elevation on or before the 31st day of Decem-*

*ber, 1913, and shall have the same fully and finally completed not later than December 31, 1915; unless prevented by strikes or riots or restrained by injunction or other order or process of a court of competent jurisdiction, and on failure so to do the rights and privileges herein granted shall terminate and become null and void.* The time during which said company may be prevented by strike or strikes, riot or riots, or legal proceedings as aforesaid, shall be added to the time hereby limited for the completion of said work; provided said railway company shall give due notice to the Corporation Counsel of the City of Chicago of the institution of said legal proceedings. The City of Chicago shall have the right to intervene in any suit or proceedings brought by any person or persons seeking to enjoin or restrain or in any manner interfere with the prosecution of said work and move for a dissolution of such injunction and restraining order, and for any other proper order in such suit.

And it is further distinctly understood and agreed that if said railway company shall be delayed in the prosecution of said work required to be done under the provisions of this ordinance by reason of the obstruction of pipes, conduits, wires or other property of private corporations or individuals, as mentioned in Section 5 of this ordinance, or by reason of any delay on the part of the City of Chicago or any of its officers in performing the duties imposed upon the city and its officers by this ordinance in respect to the work herein required to be done by said railway company, then and in that case the time which said railway company shall be so delayed shall be added to the time during which said company is required by the terms of this ordinance to complete said work.

SECTION 14. Permission and authority are hereby granted to said railway company to locate and construct the abutments which form the walls of subways at a sufficient distance back from the building or lot line of the streets, boulevards or avenues, for the purpose of tween said abutments and said building lines from time to time, as constructing and maintaining in the spaces or recesses so left be- may be deemed necessary by said company, station buildings, platforms, and all appurtenances together with all necessary waiting rooms and ticket offices or other buildings fronting on said streets, boulevards or avenues, uniform with the said building lines and entirely within the lines limiting and bounding the right of way of said railway company and for the further purpose of constructing and maintaining within said lines, stairways and approaches and other means of ingress and egress leading to and from said station



buildings, platforms and tracks above the same for the accommodation and convenience of the passenger traffic of said railway company.

SECTION 15. The Chicago, Milwaukee and St. Paul Railway Company shall at least six (6) months prior to commencing the work of elevating such tracks, procure by purchase, condemnation or otherwise, and dedicate for use as a public street, a piece of land not less than fifty (50) feet in width, extending from the south line of Fargo avenue to the west line of North Ashland avenue; said piece of land lying between a straight line drawn from a point in the south line of Fargo avenue about thirty (30) feet east of the northwest (N. W.) corner of Lot two (2), Block two (2), to a point on the west line of North Ashland avenue about forty-five (45) feet north of the southeast (S. E.) corner of Lot one (1), Block two (2), and the southwest (S. W.) line of the Chicago, Milwaukee and St. Paul Railway Company's southwest (S. W.) right of way line, in F. H. Doland's Subdivision of east four hundred and fourteen (414) feet of Section thirty (30), Township forty-one (41) North, Range fourteen (14), East of the Third (3d) Principal Meridian, south of the Chicago and Lake Superior Railroad and the Indiana boundary line road.

SECTION 16. That permission and authority be, and the same are hereby granted unto said Chicago, Milwaukee and St. Paul Railway Company, its successors, lessees, assigns and grantees, to use electricity as a motive power for the operation of cars and trains upon that part of its said line of railroad between the north line of Graceland avenue and the north line of the city limits of the City of Chicago and may use and adopt the overhead contact, or "trolley," system and that it may erect and maintain all necessary poles, with cross arms, and string thereon all necessary wires and cables, and may construct and maintain all necessary conduits, and place therein all necessary wires and cables, from time to time, as it may elect, and all necessary appurtenances to convey electric current along its said right of way, and upon the streets crossed by said right of way and now occupied by the tracks of said railway company between Fullerton avenue on the south and the north line of the city limits on the north; and, also, it may erect and maintain all necessary poles, conduits, wires and cables along and through and across the streets, alleys and highways of the City of Chicago, to convey electric current from the power house of the Northwestern Elevated Railroad Company on Fullerton avenue to and along the

right of way of said Evanston Division north of Fullerton avenue; provided nothing in this ordinance contained shall be held to grant to the Chicago, Milwaukee and St. Paul Railway Company the right to operate its Evanston Division south of Graceland avenue by electricity; provided the third rail system shall not be used, while said tracks are operated at their present grade.

SECTION 17. For the purpose of operating the said line of railroad in connection with the line of elevated railroad owned and operated by the Northwestern Elevated Railroad Company, a corporation of the State of Illinois, as a through line between the north limits of the City of Chicago and all points upon the Union Elevated Railroad, known as the "Union Loop," and other terminals in the South Division of the City of Chicago, owned or operated by said Northwestern Elevated Railroad Company, permission and authority be and the same are hereby granted unto the said Chicago, Milwaukee and St. Paul Railway Company, and unto the Northwestern Elevated Railroad Company, either jointly or severally, their respective successors, lessees or assigns, to construct and maintain a connection of their tracks by means of an incline structure or gradient beginning at the present terminus of the structure of the Northwestern Elevated Railroad Company, north of Wilson avenue, thence north to the right of way of said Chicago, Milwaukee and St. Paul Railway Company, north of Evanston avenue, and may cross all intersecting streets and alleys for such purpose. Such incline structure or gradient shall be constructed in such manner that the structure of the same shall cross the intersecting streets and avenues in the following manner, viz:

Evanston Avenue—The lowest chord of the girders shall be not less than fourteen (14) feet above the present established grade of said avenue.

Two lines of posts to support girders may be placed at the curb lines of said avenue and upon the sidewalk side thereof; and, also two lines of like posts, one upon each side of and parallel with the outer rails of the existing street car tracks in said avenue, but not less than four (4) feet therefrom. The transverse diameter of any of such posts or columns shall not exceed eighteen (18) inches at the base thereof, and thence for at least ten (10) feet above the surface of the roadway, but fenders of sufficient thickness to prevent the hubs of passing vehicles from striking said posts or columns may be placed around the two last mentioned lines of such posts or columns.

Leland Avenue—Clear head room not less than fourteen (14) feet above the present established grade of said avenue shall be provided.

Two lines of posts to support girders may be placed at the curb lines of said avenue and upon the sidewalk side thereof. Such posts shall not exceed the dimensions of those above prescribed for the curb lines at Evanston avenue.

Lawrence Avenue—Clear head room over roadway not less than twelve (12) feet shall be provided, and to attain same, the roadway of that portion of said avenue covered by said structure may be depressed not more than two (2) feet below the present established grade of said avenue, and at each side of said depression a gradient shall be constructed to connect said depressed portion with the present established grade of said avenue at points one hundred (100) feet each side of the exterior lines of said structure.

The roadway of said avenue where so depressed, and each of the inclines leading to same shall be paved with vitrified brick, constructed as required by the present standard specifications of the City of Chicago for such pavement.

The sidewalks and grass plats where the roadway of said avenue shall be so depressed, may be maintained at their present grade, but a concrete curb wall of sufficient height to retain and protect said grass plats shall be constructed at the present curb line of said avenue.

Two lines of posts to support girders may be placed at the curb lines of said avenue and upon the sidewalk side thereof. Such posts or columns shall not exceed the dimensions of those above prescribed for the curb lines at Evanston avenue.

The existing surface tracks of the Chicago, Milwaukee and St. Paul Railway Company, adjoining the structure herein provided for shall be lowered to conform to the new grade of said avenue.

Ainslie Street—The tracks carried upon said structure may cross said street at a grade (top of rail) not more than two (2) feet above the present established grade of same where crossed by the existing tracks of the Chicago, Milwaukee and St. Paul Railway Company, but gradients upon each side shall be constructed to connect with the present established grade of said street at a point one hundred (100) feet east of the east line of said structure, and one hundred (100) feet west of the west rail of the tracks of the Chicago, Milwaukee and St. Paul Railway Company.

The paving, sidewalks, curbs and grass plats as now existing in

said street, where the same shall be raised, shall be restored, except the space between lines eighteen (18) inches from each of the outside rails of the tracks to be placed upon said structure, which shall be planked with sound oak plank, three (3) inches thick, brought flush with top of rail. Such planking shall be full width of said street, and where the grass plats terminate at such planking, concrete curbing between sidewalk and roadway lines shall be provided.

The existing tracks of the Chicago, Milwaukee and St. Paul Railway Company adjoining the structure herein provided for shall be made to conform to the new grade of said street. All of the above work of excavating, paving and curbing, together with all necessary changing of now existing pipes or conduits of any kind whatsoever made necessary by the construction of the above described incline structure in crossing Evanston avenue, Leland avenue, Lawrence avenue and Ainslie street, shall be done under the supervision and to the satisfaction of the Commissioner of Public Works of the City of Chicago, and at the sole expense and cost of said companies or either of them.

When the incline structure in this section provided for shall be constructed, said companies, or either of them may lay thereon, maintain and operate all necessary tracks to operate cars and trains by such motive power as aforesaid.

When, however, the roadbed and tracks of the Chicago, Milwaukee and St. Paul Railway Company are elevated as hereinbefore in this ordinance provided, all of the structure of said incline or gradient provided for in this Section that shall be below the grade of the tracks of the Chicago, Milwaukee and St. Paul Railway Company when elevated, as hereinbefore provided, shall be removed by either or both of said companies, and the streets crossed by it restored to their former condition, except where such streets shall be changed for the elevation of the tracks as hereinbefore in this ordinance required.

*All the work in this section mentioned and provided for shall be completed within eighteen (18) months from the date of the passage of this ordinance unless prevented by strikes or riots or restrained by injunction or other order or process of a court of competent jurisdiction, and upon any failure so to do the rights and privileges herein granted shall terminate and become null and void. The time during which said company may be prevented by strike or strikes, riot or riots, or legal proceedings as aforesaid, shall*

*be added to the time hereby limited for the completion of said work; provided said railway company shall give due notice to the Corporation Counsel of the City of Chicago of the institution of said legal proceedings. The City of Chicago shall have the right to intervene in any suit or proceedings brought by any person or persons seeking to enjoin or restrain or in any manner interfere with the prosecution of said work and move for a dissolution of such injunction and restraining order, and for any other proper order in such suit.*

SECTION 18. When the tracks of the Chicago, Milwaukee and St. Paul Railway Company and the tracks of the Northwestern Elevated Railroad Company shall be connected as herein provided and the aforesaid railroad of the Chicago, Milwaukee and St. Paul Railway Company north of Graceland avenue is equipped to operate cars thereon by electricity, such line of railroad between Graceland avenue on the south and the north line of the city limits on the north may be operated by either said Chicago, Milwaukee and St. Paul Railway Company, its successors, lessees, assigns or grantees or with the consent of said railway company by the Northwestern Elevated Railroad Company, its successors, lessees or assigns, or, with like consent, may be operated jointly, but in either case, passengers shall be carried through (barring accidents) from all regular stations on said Evanston Division, north of Wilson avenue to all stations on the line of railroad known as the "Union Loop" or other terminals of said Northwestern Elevated Railroad in the south division of the City of Chicago, without change of cars, and in like manner carried from all stations on said "Union Loop" or other terminals of said Northwestern Elevated Railroad in the south division of the City of Chicago to all stations on said Evanston Division north of Wilson avenue; and such operating company or companies shall provide and operate a sufficient number of cars and trains for such service; and unless such through service shall be provided by either or both of said companies within the time fixed by this ordinance, or in case such service shall at any time after the same has been put into effect, be discontinued, then all the rights and privileges granted by this ordinance shall terminate and become null and void. A station shall be established on said Evanston Division at or about Hayes avenue.

*Nothing in this ordinance contained shall ever operate to limit or affect whatever rights the City of Chicago has or may acquire, if any, to compel the re-routing of cars on and over the aforesaid*

*"Union Loop," so as to provide through routes from one division of the city to another by means of the use of a portion of said "Union Loop," instead of the use of the entire "Loop" as at present; and nothing in this ordinance contained shall operate to prejudice the claims of the City of Chicago or the Northwestern Elevated Railroad Company in the existing controversy as to the validity and interpretation of the ordinances pertaining to the construction and maintenance of said "Union Loop" or any part thereof, and the operation of cars thereon. And the City of Chicago hereby expressly reserves, and the said railway and railroad companies expressly concede, the right of said city at any time hereafter as to all or any cars operated under the authority of this ordinance over the structure and tracks of said Northwestern Elevated Railroad Company south of Wilson avenue, to prescribe through routes over any part of said "Union Loop" and to prescribe the use of new terminals in lieu of said "Loop," not to be located north of Kinzie street, and on failure to comply with the requirements of the city in this respect, within six (6) months after the passage of any ordinance prescribing such change of route or new terminals, all the privileges herein and hereby granted shall terminate and become null and void.*

Prior to the elevation of the tracks as herein provided, the said companies, their successors, lessees or assigns, shall properly safeguard each and every street crossing over the right of way between Wilson avenue on the south and the north city limits of the City of Chicago on the north by placing and maintaining at least one flagman at each and every grade crossing, and shall maintain two flagmen at each crossing hereafter from time to time specified, on the order of the Commissioner of Public Works or on the order or resolution of the City Council, and shall also construct, maintain and operate at every grade crossing any such system of automatic gates, signals and devices for the safety of the public as the City Council may from time to time by order or resolution direct.

*The rate of fare for one continuous ride in one direction, from any station on the railroad of the Evanston Division of the Chicago, Milwaukee and St. Paul Railway, within the present limits of the City of Chicago, to any station on the line of railroad of the Northwestern Elevated Railroad Company, including the so-called "Union Loop," or from any station on the line of railroad of the Northwestern Elevated Railroad Company, including also said "Loop," to any station on the railroad of the Evanston Division of the Chicago, Milwaukee and St. Paul Railway, within the present limits of the City of Chicago, shall not exceed five cents; and at any point*

*where any line of any elevated railroad owned, leased or operated by the Northwestern Elevated Railroad Company, does now or shall hereafter, within the limits of the City of Chicago, join, connect with, cross or intersect any other line of elevated railroad owned, leased or operated by the same company or corporation, any passenger who shall have paid his fare on any elevated railroad car run or operated on said last mentioned line, shall on his request be entitled to demand and receive from the person or persons in charge of said elevated railroad or car upon which he has so paid his fare, and the said Northwestern Elevated Railroad Company hereby agrees to give to such passenger, a transfer, which transfer shall entitle such passenger, without further charge, to be carried on any other one line adjoining, connecting, crossing or intersecting, as aforesaid, and owned, leased or operated by said Northwestern Elevated Railroad Company, for a continuous trip of any distance within the limits of the City of Chicago; provided, no fare shall be collected from any policeman or member of the Fire Department of the City of Chicago, or United States letter carrier in uniform. Provided, further, that children under seven years of age accompanied by a parent or guardian, shall be permitted to ride free.*

SECTION 19. Permission and authority are also hereby granted unto the Chicago, Milwaukee and St. Paul Railway Company, its successors, lessees and assigns, to construct, maintain and operate upon its present grade, until such time as its roadbed and tracks shall be elevated, as hereinbefore provided, an additional main track, with all necessary appurtenances, excluding all switch yards with more than two (2) tracks, round houses and machine shops from the territory bounded on the south by Wilson avenue and on the north by the city limits of the City of Chicago, along its present right of way, and upon such additional right of way, adjoining and parallel with the present right of way of its said Evanston Division, as it may acquire by purchase, condemnation or otherwise, and across all intersecting streets, alleys and highways between Grace-land avenue on the south and the north city limits of the City of Chicago; provided, however, nothing hereinbefore contained shall authorize the laying of such additional track longitudinally in Southport avenue; and provided, further, the laying of such additional track, and the use of such additional right of way, shall be subject to the same terms and conditions as to the crossing of streets, alleys and highways as are now applicable to the present right of way and the present tracks. It is also a condition of this grant that neither such additional track nor any of the now existing

tracks shall be used except for the operation of the regular or special cars or trains of the companies mentioned in this ordinance until such tracks shall be elevated as hereinbefore provided.

*It is also a condition of this grant that the Chicago, Milwaukee and St. Paul Railway Company shall at least six (6) months prior to commencing the work of elevating its tracks, as herein provided for, procure by purchase, condemnation or otherwise, and dedicate for use as a public street, a piece of land not less than fifty (50) feet in width, extending from the north line of Pratt avenue to the south line of Kenilworth avenue, formerly known as Touhy avenue, adjoining and parallel to Southport avenue, and shall pave said street when dedicated as aforesaid in a manner satisfactory to the Commissioner of Public Works, provided, that in case said Chicago, Milwaukee and St. Paul Railway Company shall acquire by purchase, condemnation or otherwise a new right of way between the north line of Pratt avenue to the south line of Kenilworth avenue, formerly known as Touhy avenue, and shall vacate and remove its tracks and structures from Southport avenue, between Pratt avenue and Kenilworth avenue, formerly known as Touhy avenue, then it shall not be required to procure and dedicate such piece of land as a public street.*

SECTION 20. In case the said Chicago, Milwaukee and St. Paul Railway Company shall elect to use electricity in any way that shall require the conveyance of an electric current along its tracks, upon wires or rails, it shall construct and maintain a return circuit of such cross section and conductivity that, with a maximum service of cars, there will not be a maximum difference of potential exceeding one volt between any part of the return circuit and any water pipes, gas pipes or other metals belonging to the City of Chicago that are not installed for the purpose of forming a part of said return circuit; and there shall not be a variation in the difference of potential, exceeding one-half volt between any two measurements made within a distance of three hundred feet.

SECTION 21. The acceptance of this ordinance by the Chicago, Milwaukee and St. Paul Railway Company, and the exercise of any or all of the rights and privileges hereby conferred, shall not be held to limit or curtail any of the rights and privileges which said company now enjoys under any ordinance heretofore granted by the City of Chicago, Town of Lake View or the Village of Rogers Park, pertaining to its Evanston Division, or to in any manner interfere with the conduct of its business as a common carrier; provided, however, that nothing



in this ordinance contained shall ever be held, taken or construed to be a grant of permission or authority to the said Chicago, Milwaukee and St. Paul Railway Company, its successors, lessees or assigns, or to any other person, firm or corporation to carry any freight upon or over the tracks of said Northwestern Elevated Railroad Company.

SECTION 22. Permission and authority are hereby granted unto said Northwestern Elevated Railroad Company, its successors, lessees and assigns, to use its line of railroad, owned by it, together with the line of railroad known as the "Union Loop," and with the consent of the Chicago, Milwaukee and St. Paul Railway Company, that part of its railroad between Wilson avenue on the south and the north limits of the City of Chicago, for carrying the United States mails.

SECTION 23. During the time that the line of railroad owned by the Chicago, Milwaukee and St. Paul Railway Company, between Graceland avenue and the north city limits of the City of Chicago, including the incline connection with the Northwestern Elevated Railroad Company, hereinbefore provided for, shall be used and operated upon its present grade, the said Chicago, Milwaukee and St. Paul Railway Company shall, as to the rights granted to said company under this ordinance, and the said Northwestern Elevated Railroad Company shall, as to the rights granted to said company under this ordinance, indemnify and save harmless the said City of Chicago against and from any and all legal damages, judgments, decrees and costs and expenses of the same which may be recovered or returned against said City of Chicago, for, or by reason of the granting of such privileges, or for, or by reason of, or growing out of, or resulting from the exercise by said companies of the respective privileges hereby granted, or from any acts of said companies, their servants or agents, under or by virtue of the respective privileges granted to said companies by this ordinance; and each of said companies shall, within the time limited for the acceptance of this ordinance, file with the City Clerk its bond, payable to the City of Chicago, in the penal sum of twenty-five thousand (25,000) dollars, conditioned for the faithful performance and observance of all the conditions and provisions of this ordinance so far as it relates to each of said companies; but neither the said bonds nor the amounts thereof shall be considered as preventing the City of Chicago from recovering from said companies, or each of them, any of said damages which it may have sustained aforesaid in excess of said sums mentioned in said bonds. It be

ing understood that each of said companies shall give said bonds to protect the City of Chicago as aforesaid in respect to the rights and privileges granted to it under this ordinance, but neither of said companies shall be liable to the other, or to the City of Chicago, for the acts or doings of the other company. But whenever said railroad tracks shall be elevated as hereinbefore provided, and said incline connection removed, as provided in the last paragraph of Section 18 of this ordinance, any responsibility of either of said companies under this section shall terminate and said bonds shall become null and void, except as to the acts of either of said companies prior to the elevation of said tracks and the removal of said incline connection.

SECTION 24. This ordinance shall inure to, and be binding upon, the successors, lessees, assigns or grantees of the said Chicago, Milwaukee and St. Paul Railway Company, and the said Northwestern Elevated Railroad Company, to the same effect and like import as though the names of the respective successors, lessees, assigns or grantees had been inserted herein and become parties to this ordinance.

SECTION 25. The privileges hereby granted to said railway company, and said railroad company shall, as to said Northwestern Elevated Railroad Company, its successors, lessees and assigns, and as to its elevated railroad structure south of Wilson avenue, terminate January 8th, A. D. 1944. *Provided that nothing in this ordinance contained shall be construed as extending the life or term of any of the ordinance rights of said Chicago, Milwaukee and St. Paul Railway Company, or any of its grantors, under any ordinances heretofore adopted.*

SECTION 26. This ordinance shall be in full force and effect from and after its passage, approval and publication; but unless said Chicago, Milwaukee and St. Paul Railway Company, which is by this ordinance ordered and required to elevate its railway tracks, and the said Northwestern Elevated Railroad Company shall, through their respective authorized officers, file with the City Clerk of the City of Chicago, within sixty (60) days from the passage and approval of this ordinance, agreements, duly executed, conditioned as hereinafter set forth, whereby said railway company and said railroad company, and each of them, shall undertake to do and perform all the matters and things herein required of them, then this ordinance shall become null and void. After the filing of such agreement or agreements, by said railway company, and railroad com

pany, this ordinance shall not be modified or amended without the consent of said companies affected by such proposed modification, unless said railway company, or said railroad company, shall be in default in the performance of the several matters and things required by this ordinance and undertaken to be done by their agreements.

*The said agreement or agreements of said railway company and said railroad company, hereinabove provided, are to be filed with the City Clerk of the City of Chicago, and shall be and are hereby made conditional upon the passage by the City Council of the City of Evanston, within one year from and after the passage and approval of this ordinance, of an ordinance covering the elevation and operation of the roadbed and tracks of said railway company in the City of Evanston, in manner and form acceptable and satisfactory to said Chicago, Milwaukee and St. Paul Railway Company, and in case said City of Evanston shall fail to pass such ordinance within the time specified in this section, said agreements so filed by said railway company, and said railway company shall at the election of said companies become null and void, and thereupon all the rights and privileges granted by this ordinance to said companies shall immediately become null and void and at once cease and determine and all the work done and alterations made under the privileges hereby granted shall be forthwith removed by the companies at their own expense. Said election shall be evidenced by an instrument in writing, duly executed by said railway company and filed with the City Clerk of the City of Chicago within eighteen (18) months after the passage of this ordinance. Nothing in this ordinance contained shall be a waiver or surrender of the police power of the City of Chicago or be taken in any way to deprive the city of the right to properly exercise such power.*

## SPECIAL ORDER.

The Chair directed that the special order, the report of the Committee on Gas, Oil and Electric Light, on ordinances granting the Illinois District Telegraph Company and the American District Telegraph Company permission to lay wires, etc., which had been set for 8:30 o'clock, be now taken up.

Ald. Young presented the following amendment to the ordinance authorizing the Illinois District Telegraph Company to maintain and operate a line of wires, etc.:

Amend Section 3 in the 3d line from the top of page 2583 by striking out the figure "1" after the word "January," and by inserting in lieu thereof the figures "21."

Ald. Young moved to adopt the amendment.

The motion prevailed.

Ald. Young moved to pass the ordinance as amended.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Dixon, Pringle, Foreman, Richter, Dailey, Potter, Young, Snow, Bennett, Jones, Moynihan, Harris, Scully, Cullerton, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Hahne, Williston, Reinberg, Siewert, Larson, Bradley, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—47.

*Nays*—Coughlin, Kenna, Harding, Martin, Fick, Hurt, Hoffman, Brennan, Butler—9.

The following is the ordinance as passed:

## AN ORDINANCE

Authorizing the Illinois District Telegraph Company to maintain and oper-

ate a line of wires for the transmission of signals by electricity.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to the Illinois District Telegraph Company, a corporation organized and existing under the laws of the State of Illinois, to install, construct, maintain and operate a line or lines of electric wires for the transmission of signals for the purpose of carrying on its burglar alarm, fire alarm, sprinkler alarm and watch service systems. The said line or lines of wires shall be installed, repaired and operated in existing conduits, subways and tunnels under any public street, alley and the Chicago river and its several branches; no authority being hereby granted to open any street or alley, or to disturb any pavement for the purpose of constructing any conduits, subways or tunnels in which to install, repair or operate said line or lines of electric wires. If space shall be rented by said Illinois District Telegraph Company for placing its line or lines of wires therein, nothing herein shall be construed as in any way granting any new or additional rights or privileges to any other person, persons, or corporation now using or that may hereafter use any conduit, subway or tunnel under any street or alley of the City of Chicago, or under the Chicago river and its several branches, for the purpose of carrying on the business of such person, persons or corporation in any way.

Said grantee shall at all times keep on file in the office of the City Electrician plans showing the location of any conduit in which any of its wires are maintained.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance; provided, however, that this ordinance shall be

subject to amendment or repeal at any time prior thereto.

SECTION 3. The grantee may lease sub-way space from the City of Chicago in any underground conduit, subway or tunnel maintained by the city; the compensation to be paid to the city as rental for the use of such space shall be in accordance with the schedules established in an ordinance passed January 21, 1901, authorizing the City Electrician to rent as therein provided, such space in city conduits, manholes, lateral connections and other parts of the conduit system as may not be occupied, or thereafter required for the city service; that is to say, for each wire, No. 14, or less, used for burglar alarm, sprinkler alarm, fire alarm or watch service signals, the grantee shall pay to the city six dollars (\$6) per block per year. All wires shall be measured with Brown & Sharpe's gauge. If the rental for conduit space shall hereafter be changed by general ordinance or ordinances, then and in that case the grantee, its successors and assigns, shall pay such compensation, or rental, as may be prescribed by such general ordinance or ordinances hereafter passed. Where the city has no conduits, subways or tunnels available for the use of the grantee as herein provided, the grantee may rent space from persons or corporations authorized by ordinance to construct, maintain and operate underground conduits, subways or tunnels.

SECTION 4. All apparatus, machinery, wires and appliances maintained and operated under this ordinance by said company shall be of modern excellence, and constructed, maintained and operated in first class manner, and all wires maintained by the grantee shall be installed and maintained under the supervision and to the satisfaction of the City Electrician.

It is expressly understood and agreed that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in

force or which may hereafter become in force.

It is further agreed that the grantee herein, at its own expense, will alter, change and remove from under any street, alley or public way, and from any conduit, subway or tunnel, any and all of its wires that may in any way interfere with the construction and operation of any municipal work hereafter undertaken.

At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee, its successors or assigns, shall remove all its wires from all conduits, subways and tunnels or public ways.

SECTION 5. This ordinance shall not go into effect until the said grantee shall execute and deliver to the City of Chicago a written acceptance of the same, and also a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000) with sureties to be approved by the mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provisions of this ordinance; and further conditioned to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense or liability of any kind whatsoever that may be suffered by the City of Chicago, or which may accrue against, be charged to, or recovered from said City of Chicago by reason of the passage of this ordinance, or by reason of any act or thing done by said grantee herein by virtue of the authority herein granted. If, at any time after the execution and delivery of said bond to the City of Chicago as aforesaid, the Mayor of said City of Chicago shall be of the opinion that the sureties upon said bond are insufficient, the said grantee shall, within five (5) days after the receipt of written notice to that effect, execute and deliver to the City of Chicago a new bond conditioned as aforesaid, with sureties to be approved by the Mayor, and in default thereof the rights

and privileges herein granted shall cease and determine.

SECTION 6. No work of installation of wires in conduits, subways or tunnels shall be done under authority of this ordinance until a permit authorizing the same shall be issued by the Commissioner of Public Works, countersigned by the City Electrician.

SECTION 7. The rights herein granted are upon the express condition that said grantee, its successors and assigns, as compensation for the privileges conferred by this ordinance, will on or before the tenth (10) day of January of each year during the life of this ordinance, pay into the treasury of the City of Chicago five per cent (5 per cent) of its gross receipts derived from the transaction of said burglar alarm, fire alarm, sprinkler alarm and watch service business within the city for the year ending with and including the thirty-first (31) day of December of the previous year, and at the time of making the said payment file with the City Clerk a statement in writing of the said gross receipts for the said previous year ending as aforesaid, and for the purpose of enabling the City to inform itself of the receipts of the grantee, the City Comptroller, or some person appointed by him to act for him, shall have access to the books, papers, accounts and records of all fiscal operations of said grantee at all reasonable and necessary times. The amounts found by said City Comptroller, or his representative to be the gross receipts of said company for or from said business, shall be the amounts upon which said company shall pay such percentage. In the event said grantee shall refuse or fail to give the Comptroller or said person so appointed by him, access to the books, papers, accounts and records of all the fiscal operations of said company at all reasonable and necessary times, then the Mayor of City of Chicago may revoke the rights and privileges herein granted, and the said rights and privileges shall thereupon cease and determine.

SECTION 8. The City of Chicago at any time prior to the expiration of the term of the privileges herein granted shall have the right to take over the property of the grantee suitable to and used by it for the purposes of this grant, and all appurtenances, equipment and fixtures and operate the same as a municipal enterprise.

In the event that the City of Chicago shall decide to terminate the grant and take over the properties aforesaid, then the City shall pay therefor in cash the then cost of the duplication, less depreciation of said appliances and property and there shall be no allowance for earning power or franchise values.

In the event the City shall desire to purchase the property of the grantee as aforesaid, the purchase price of said property shall be determined by appraisalment as follows:

One appraiser shall be appointed by the City in such manner as the City Council or Mayor shall direct; one shall be appointed by the grantee and a third shall be appointed by the two so selected. Either party may appoint its appraiser at any time after the giving of thirty (30) days' notice of intention so to do, and serve written notice of such appointment upon the other party and such other party within fifteen (15) days after service of notice of such appointment shall appoint its appraiser and serve written notice of such appointment upon the other party; whereupon the two appraisers so appointed shall appoint the third appraiser. In the event that the party first receiving notice of the selection of an appraiser by the other party shall fail to appoint an appraiser, and give notice thereof, as above provided, or in the event that the two appraisers first appointed, shall fail to agree upon the third appraiser within fifteen (15) days after notice of the appointment of the second appraiser, either party upon giving written notice of five (5) days to the other party, may apply to the Appellate Court for the First District of Illinois, or a majority of the members

thereof, and any appraiser appointed by said Court shall have the same powers and duties as if regularly appointed as above provided.

The appraisers shall determine what tangible property, real and personal, owned by the grantee and then used for the purposes of its grant, is reasonably required for its continued operation, and in determining the fair cash value of said property they shall not take into consideration its earning power or the value of any franchise or license, but shall allow for the property the then cost of duplication, less depreciation.

Nothing in this ordinance contained shall be construed as preventing or interfering with the right of the City at any time to engage in the furnishing of a similar service without making the purchase above provided for.

SECTION 9. The said company shall not at any time lease, sell or dispose of its property rights or franchises to any person or corporation whatsoever engaged in the same or similar business.

SECTION 10. This ordinance shall take effect and be in force from and after its passage; provided that unless the written acceptance and bond shall be delivered as provided herein within thirty (30) days from the passage hereof, this ordinance shall become null and void, and all the rights and provisions herein granted shall cease and determine.

Ald. Young presented the following amendment to the ordinance authorizing the American District Telegraph Company to maintain and operate a line of wires, etc.:

Amend Section 3 of page 2585 by striking out the figure "1" after the word "January" in the 8th line of said section and by inserting in lieu thereof the figures "21."

Ald. Young moved to adopt the amendment.

The motion prevailed.

Ald. Young moved to pass the ordinance as amended.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Dixon, Harding, Pringle, Foreman, Richert, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Harris, Hurt, Scully, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Schmidt (23d ward), Werno, Hahne, Williston, Reinberg, Lipps, Siewert, Larson, Bradley, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—48.

*Nays*—Coughlin, Kenna, Fick, Hoffman, Cullerton, Uhler, Brennan, Sullivan, Butler—9.

The following is the ordinance as passed:

#### AN ORDINANCE

Authorizing the American District Telegraph Co. to maintain and operate a line of wires for the transmission of signals by electricity.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to the American District Telegraph Company, a corporation organized and existing under the laws of the State of Illinois, to install, construct, maintain and operate a line or lines of electric wires for the transmission of signals for the purpose of carrying on its burglar alarm, fire alarm, sprinkler alarm and watch service systems. The said line or lines of wires shall be installed, repaired and operated in existing conduits, subways and tunnels under any public street, alley and the Chicago river and its several branches; no authority being hereby granted to open any street or alley, or to disturb any pavement for the purpose of constructing any conduits, subways or tunnels in which to install, repair or operate said line or lines of electric

wires. If space shall be rented by said American District Telegraph Company for placing its line or lines of wires therein, nothing herein shall be construed as in any way granting any new or additional rights or privileges to any other person, persons or corporation now using or that may hereafter use any conduit, subway or tunnel under any street or alley of the City of Chicago, or under the Chicago river and its several branches, for the purpose of carrying on the business of such person, persons or corporation in any way.

Said grantee shall at all times keep on file in the office of the City Electrician plans showing the location of any conduit in which any of its wires are maintained.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance; provided, however, that this ordinance shall be subject to amendment or repeal at any time prior thereto.

SECTION 3. The grantee may lease subway space from the City of Chicago in any underground conduit, subway or tunnel maintained by the City; the compensation to be paid to the City as rental for the use of such space shall be in accordance with the schedules established in an ordinance passed January 21, 1901, authorizing the City Electrician to rent as therein provided, such space in City conduits, manholes, lateral connections and other parts of the conduit system as may not be occupied, or thereafter required for the City service; that is to say, for each wire, No. 14, or less, used for burglar alarm, sprinkler alarm, fire alarm or watch service signals, the grantee shall pay to the city six dollars (\$6.00) per block per year. All wires shall be measured with Brown & Sharpe's gauge. If the rental for conduit space shall hereafter be changed by general ordinance or ordinances, then and in that case the grantee, its successors and assigns, shall pay such compensation, or

rental, as may be prescribed by such general ordinance or ordinances hereafter passed. Where the city has no conduits, subways or tunnels available for the use of the grantee as herein provided, the grantee may rent space from persons or corporations authorized by ordinance to construct, maintain and operate underground conduits, subways or tunnels.

SECTION 4. All apparatus, machinery, wires and appliances maintained and operated under this ordinance by said Company shall be of modern excellence, and constructed, maintained and operated in first-class manner, and all wires maintained by the grantee shall be installed and maintained under the supervision and to the satisfaction of the City Electrician.

It is expressly understood and agreed that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force.

It is further agreed that the grantee herein, at its own expense, will alter, change and remove from under any street, alley or public way, and from any conduit, subway or tunnel, any and all of its wires that may in any way interfere with the construction and operation of any municipal work hereafter undertaken.

At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee, its successors or assigns, shall remove all its wires from all conduits, subways and tunnels or public ways.

SECTION 5. This ordinance shall not go into effect until the said grantee shall execute and deliver to the City of Chicago a written acceptance of the same, and also a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000.00) with sureties to be approved by the Mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provi-



sions of this ordinance; and further conditioned to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense or liability of any kind whatsoever that may be suffered by the City of Chicago, or which may accrue against, be charged to, or recovered from said City of Chicago by reason of the passage of this ordinance, or by reason of any act or thing done by said grantee herein by virtue of the authority herein granted. If, at any time after the execution and delivery of said bond to the City of Chicago as aforesaid, the Mayor of said City of Chicago shall be of the opinion that the sureties upon said bond are insufficient, the said grantee shall, within five (5) days after the receipt of written notice to that effect, execute and deliver to the City of Chicago a new bond conditioned as aforesaid, with sureties to be approved by the Mayor, and in default thereof the rights and privileges herein granted shall cease and determine.

SECTION 6. No work of installation of wires in conduits, subways or tunnels shall be done under authority of this ordinance until a permit authorizing the same shall be issued by the Commissioner of Public Works, countersigned by the City Electrician.

SECTION 7. The rights herein granted are upon the express condition that said grantee, its successors and assigns, as compensation for the privileges conferred by this ordinance, will on or before the tenth (10) day of January of each year during the life of this ordinance, pay into the treasury of the City of Chicago five per cent (5 per cent) of its gross receipts derived from the transaction of said burglar alarm, fire alarm, sprinkler alarm and watch service business within the city for the year ending with and including the thirty-first (31st) day of December of the previous year, and at the time of making the said payment file with the City Clerk a statement in writing of the said gross receipts for the said previous year ending as aforesaid, and

for the purpose of enabling the city to inform itself of the receipts of the grantee, the City Comptroller, or some person appointed by him to act for him, shall have access to the books, papers, accounts and records of all fiscal operations of said grantee at all reasonable and necessary times. The amounts found by said City Comptroller or his representative to be the gross receipts of said Company for or from said business, shall be the amounts upon which said Company shall pay such percentage. In the event said grantee shall refuse or fail to give the Comptroller or said person so appointed by him, access to the books, papers, accounts and records of all the fiscal operations of said Company at all reasonable and necessary times, then the Mayor of the City of Chicago may revoke the rights and privileges herein granted, and the said rights and privileges shall thereupon cease and determine.

SECTION 8. The City of Chicago at any time prior to the expiration of the term of the privileges herein granted shall have the right to take over the property of the grantee suitable to and used by it for the purpose of this grant, and all appurtenances, equipment and fixtures, and operate the same as a municipal enterprise.

In the event that the City of Chicago shall decide to terminate the grant and take over the properties aforesaid then the city shall pay therefor in cash the then cost of the duplication, less depreciation of said appliances and property and there shall be no allowance for earning power or franchise values.

In the event the City shall desire to purchase the property of the grantee as aforesaid, the purchase price of said property shall be determined by appraisement as follows:

One appraiser shall be appointed by the City in such manner as the City Council or Mayor shall direct; one shall be appointed by the grantee, and a third shall be appointed by the two so selected.

Either party may appoint its appraiser at any time after the giving of thirty (30) days' notice of intention so to do, and serve written notice of such appointment upon the other party, and such other party within fifteen (15) days after service of notice of such appointment shall appoint its appraiser and serve written notice of such appointment upon the other party; whereupon the two appraisers so appointed shall appoint the third appraiser. In the event that the party first receiving notice of the selection of an appraiser by the other party shall fail to appoint an appraiser, and give notice thereof, as above provided, or in the event that the two appraisers first appointed shall fail to agree upon the third appraiser within fifteen (15) days after notice of the appointment of the second appraiser, either party upon giving written notice of five (5) days to the other party, may apply to the Appellate Court for the First District of Illinois, or a majority of the members thereof, and any appraiser appointed by said Court shall have the same powers and duties as if regularly appointed as above provided.

The appraisers shall determine what tangible property, real and personal, owned by the grantee and then used for the purposes of its grant, is reasonably required for its continued operation, and in determining the fair cash value of said property they shall not take into consideration its earning power or the value of any franchise or license, but shall allow for the property the then cost of duplication, less depreciation.

Nothing in this ordinance contained shall be construed as preventing or interfering with the right of the City at any time to engage in the furnishing of a similar service without making the purchase above provided for.

**SECTION 9.** The said Company shall not at any time, lease, sell or dispose of its property rights or franchises to any person or corporation whatsoever engaged in the same or similar business.

**SECTION 10.** This ordinance shall take effect and be in force from and after its passage; provided that unless the written acceptance and bond shall be delivered as provided herein within thirty (30) days from the passage hereof this ordinance shall become null and void, and all the rights and provisions herein granted shall cease and determine.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance, on the bid for the Oakland School property, deferred and published March 12, 1906, page 2911.

Ald. Bennett moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it Ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the Mayor and City Clerk be and they are hereby authorized and directed to issue deeds for the following described property: Lots 1 and 2 in Wadsworth and Hood's re-subdivision of block 15 in Cleaverville, fractional section 2, township 38, north range 14, east third principal meridian, and south fractional section 35, township 39, north, range 14, situated in Cook County, Illinois, being the southeast corner of

Cottage Grove avenue and 40th street, with improvements thereon, and further known as the Oakland school property, upon the payment to the city by L. M. Smith & Brothers of the sum of thirty thousand (\$30,000) dollars, in accordance with their amended bid attached hereto; said property having heretofore been advertised for sale.

**SECTION 2.** This ordinance shall be in force and effect from and after its passage.

This action is taken in accordance with the recommendation of the Board of Education, through its Secretary, under date of February 26, 1906.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance granting permission to Hotel Rigi to cut an opening for a stairway at 59-61 South Clinton street, deferred and published March 12, 1906, page 2917.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby

granted to Alois Hunkeler, of the City of Chicago, Cook County, Illinois, to construct and maintain an opening for stairway three (3) by fifteen (15) feet in the sidewalk space in front of Nos. 59 and 61 South Clinton street, Chicago, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said stairway shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

**SECTION 2.** The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, his heirs, executors, administrators, or assigns, shall restore said portion of the sidewalk at the place where said stairway is located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said stairway has been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

**SECTION 3.** No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue

against, be charged to or recovered from said city from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

**SECTION 4.** During the life of this ordinance said grantee, his heirs, executors, administrators and assigns shall at all times keep the sidewalk in which such stairway is located in a condition satisfactory to the Commissioner of Public Works.

**SECTION 5.** The permission and authority herein granted are upon the express condition that said grantee, his heirs, executors, administrators and assigns shall comply with all general ordinances of the City of Chicago now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks.

**SECTION 6.** The grantee, his heirs, executors, administrators and assigns shall pay as compensation for the privileges herein granted the sum of ten dollars (\$10) per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this ordinance, and succeeding payments annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago.

It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance shall become null and void if said grantee, or his heirs, executors, administrators or assigns fails or fail to promptly pay any installment of the said compensation.

**SECTION 7.** This ordinance shall take effect and be in force from and after its passage and the filing within thirty (30) days of an acceptance in writing of this ordinance by said grantee, and the filing within the said time of the bond herein provided for.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance requiring the C., M. & St. P. R. R. Co. to provide a safe crossing at North 56th avenue, deferred and published March 5, 1906, page 2840.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Whilston, Dunn, Reinberg, Lippe, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

**Nays**—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Requiring the Chicago, Milwaukee & St. Paul Railway Company to construct and maintain a viaduct with incline approaches across its tracks at North 56th avenue.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the Chicago, Milwaukee & St. Paul Railway Company be, and is hereby required to erect and maintain at its sole cost and expense a viaduct which shall carry the team and foot pas-

senger traffic of North 56th avenue across its main and yard tracks with a clear head room of not less than twenty-two (22) feet above the present grade of said tracks; said head room to be maintained from the north line of Armitage avenue to the south line of the yard property of said company. From the said north line of Armitage avenue an approach shall be constructed and maintained descending to street level with a grade of not more than five (5) per centum. At the south line of the yard property of said company an incline approach shall be constructed and maintained with a descending grade of not more than five (5) per centum.

SECTION 2. The substructure of the main bridge of said viaduct shall be constructed of concrete or stone masonry, and the superstructure of said main bridge shall be constructed of iron or steel spans, and shall provide a roadway not less than eighteen (18) feet in width, with sidewalks on either side not less than five (5) feet in width. The roadway shall be paved with either creosoted wood or vitrified brick. The sidewalks may be made with wooden plank and shall be provided with sufficient hand-rails constructed of iron pipe. The floor joists may be either iron, steel or creosoted wooden timber.

SECTION 3. The approaches may be constructed upon iron or steel trestle in part or whole, or may be constructed of earth, but in the latter case said earth shall be contained within retaining walls of concrete, stone or brick masonry, and shall be the full width of the roadway and sidewalks upon the main bridge. The roadway upon such approaches shall be paved with either vitrified brick or granite blocks, laid according to the standard specifications for such pavement adopted by the City of Chicago. The sidewalks may be laid with wooden plank, and shall be provided with good and sufficient hand-rails.

SECTION 4. All of said work shall be

completed within eighteen (18) months after the passage and approval of this ordinance.

SECTION 5. At least ten (10) days before the commencement of construction of said work, plans thereof shall be submitted to the City Bridge Engineer for approval.

SECTION 6. The grade of that part of said North 56th avenue covered by the viaduct and approaches provided for in this ordinance shall be changed to conform to the roadway and sidewalks as they shall be when the said viaduct and approaches are constructed.

SECTION 7. This ordinance shall be in full force and effect from and after its passage and approval.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance authorizing the Grand Crossing Tack Comapny to lay a water main, deferred and published March 5, 1906, page 2838.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

Nays—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and au-

thority be and the same are hereby given and granted to Grand Crossing Tack Company, a corporation, its successors and assigns, to lay down and maintain a water main 8 inches in diameter, in South Chicago avenue, 12 feet from the lot line, 777 feet in South Chicago avenue, 175 feet in 79th street and 40 feet in Stoney Island avenue, solely for the purpose of fire protection to the grantee's plant, for and during the period of ten (10) years from and after the passage of this ordinance; said main to be laid in the manner shown by the annexed plat, which is hereby expressly made a part hereof.

SECTION 2. The permission and authority hereby granted may be revoked by the Mayor at any time in his discretion, whereupon this ordinance shall become null and void. This ordinance shall be subject to modification, amendment or repeal at any time and in case of repeal all privileges hereby granted shall thereupon cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portions of the said street in which said main shall be laid in good condition and repair, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by the expiration of time or otherwise, said grantee shall remove said main and all appurtenances thereto, and shall forthwith restore the portions of said street occupied by said main to a condition safe for public travel, similar to the remaining portions of said street in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The laying and maintenance of said pipe shall be subject to all existing ordinances of said city now in force or which may hereafter be in force relating to the use and operation of water mains; and the laying and maintenance thereof shall be under the supervision and to the satisfaction of the Com-

missioner of Public Works and in accordance with the rules and regulations of the Department of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works, and no such permit shall be issued until the grantee shall file in the Department of Public Works a plat showing the location and dimensions of such main and the depth at which the same is to be laid.

SECTION 5. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of the passage of this ordinance, or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and approval, provided that the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to Chas. A. Stevens & Bros. to build an additional story on their bridge across Holden place, deferred and published March 5, 1906, page 2839.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—58.

**Nays**—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby given to Charles A. Stevens & Bros., its successors and assigns, to construct, maintain and use an additional floor or story to the present bridge or covered passageway across Holden place, and connecting the building on Lot 11 in Block 14, Fort Dearborn Addition to Chicago, with the building on Lot 5 in said block; provided that said additional floor or story shall be used solely as a passageway between said buildings, and no part of the same shall be lower than eighteen (18) feet above the grade of Holden place, and the whole thereof shall be constructed of incombustible material according to the plans filed with and in a manner meeting the ap-

proval of the Commissioner of Public Works of the City of Chicago.

**SECTION 2.** The permission and authority hereby granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at all times before the expiration hereof be subject to modification, amendment or repeal, and in case of repeal all privileges hereby granted shall thereupon cease and determine, and the privileges hereby granted may be revoked at any time in the discretion of the Mayor.

**SECTION 3.** Before beginning the construction of said bridge the said Charles A. Stevens & Bros. shall file its written acceptance of this ordinance with the City Clerk and enter into a bond with the City of Chicago, with sureties to be approved by the Mayor, in the penal sum of ten thousand (\$10,000) dollars, conditioned to save and keep harmless the City of Chicago from any and all damages arising from the exercise of the privilege herein granted, or from or by reason of the construction or maintenance of said bridge, or from or in consequence of any act done by said Charles A. Stevens & Bros., its successors or assigns, or any of its agents or servants, in the construction or maintenance of said bridge; and that said Charles A. Stevens & Bros., its successors and assigns, will at its own expense remove said bridge or covered passageway on the termination of the privilege hereby granted, or failing therein, shall repay to the City of Chicago the cost of removing the same, and that said Charles A. Stevens & Bros., its successors and assigns, shall in all things comply fully with the terms and provisions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient, and the said Charles A. Stevens & Bros. shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

**SECTION 4.** In consideration of the

privileges hereby granted, said Charles A. Stevens & Bros. shall pay to the City of Chicago a compensation at the rate of six hundred seventy-six and eighty one-hundredth dollars (\$676.80), payable semi-annually in advance, the first payment to be made as of the date of the passage of this ordinance. It is held an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance immediately become null and void if any default is made by said grantee in the prompt payment of any installment of said compensation.

SECTION 5. Upon the termination of the privileges hereby granted, whether by lapse of time or otherwise, the said Charles A. Stevens & Bros., or its successors or assigns, shall immediately remove said bridge at its own cost and expense.

SECTION 6. This ordinance shall be in full force and effect from and after its passage and the filing of the bond and acceptance herein provided for, provided said bond and acceptance shall be filed within sixty (60) days from the passage of this ordinance.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance vacating an alley in Calumet and Chicago Canal & Dock Company's Subdivision, Block 18, deferred and published March 12, 1906, page 2915.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

Ald. Moynihan moved to amend the ordinance by inserting the following: "Provided, that if the said alley herein vacated be used at any time for other than church purposes, such title therein as is hereby conveyed, shall revert to the City of Chicago."

The motion prevailed.

Ald. Bihl moved to pass the ordinance as amended.

The motion prevailed and the ordi-

nance was passed by yeas and nays as follows:

*Yeas* — Coughlin, Kenne, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Vacating and dedicating alleys in Block eighteen (18) of Calumet and Chicago Canal & Dock Company's Subdivision of fractional sections five (5) and six (6), Township thirty-seven (37) North, Range fifteen (15), East of the Third Principal Meridian.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the north one hundred and fourteen (114) feet of the public alley in the City of Chicago running north and south in the block bounded by 88th street, Marquette avenue, 89th street and Saginaw avenue, the same being described as Block eighteen (18), of Calumet and Chicago Canal & Dock Company's Subdivision of fractional Sections five (5) and six (6), Township thirty-seven (37) North, Range fifteen (15), East of the Third Principal Meridian, in Cook County, Illinois, be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect, nor shall the vacation herein provided for become effective until there shall have been dedicated as a public alley and opened to public use as such the south sixteen (16) feet of Lot forty-two (42), in Block eighteen (18) afore-



said, nor until there shall have been executed and acknowledged and filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Catholic Bishop of Chicago, a corporation sole, a deed conveying the said south sixteen (16) feet of Lot forty-two (42), in Block eighteen (18) aforesaid, to the City of Chicago for use as aforesaid; also a plat showing the alleys so vacated and so dedicated, the alley so vacated being substantially as shown in red, and the alley so dedicated being substantially as shown in yellow on the plat which is hereto attached and which is made a part of this ordinance; provided, that if the said alley herein vacated be used at any time for other than church purposes, such title therein as is hereby conveyed, shall revert to the City of Chicago.

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage and approval, subject to the provisions of Section 1 hereof.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to the Chicago Cold Storage Warehouse Company to lay a conduit, deferred and published March 12, 1906, page 2916.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewart, Larson, Wendling, Brad-

ley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting to Chicago Cold Storage Warehouse Company authority to lay down, maintain, and operate a conduit across the alley between Michigan avenue and Indiana avenue, north of Sixteenth street.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby granted to the Chicago Cold Storage Warehouse Company, a corporation, its successors and assigns, to lay down, maintain and operate a conduit, not to exceed thirty (30) inches in diameter, for the placing of pipes for the conveyance of light, power, heat and refrigeration for cold storage purposes, in and across the alley running north and south between Michigan avenue and Indiana avenue, north of 16th street, and connecting the buildings known as No. 1533-1535-1537 Michigan avenue and No. 1526 to 1538 Indiana avenue; said conduit to be located at a point 249 feet north of the north line of 16th street, substantially as shown on the plat hereto attached, which is hereby made a part of this ordinance; and the location and construction of said conduit shall be under the direction and supervision, and to the satisfaction of, the Commissioner of Public Works.

**SECTION 2.** The permission and authority herein given shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto, at the discretion of the Mayor.

**SECTION 3.** At the expiration of the time herein granted the conduit herein authorized shall be removed by the grantee, its successors or assigns, unless this ordinance shall be renewed, and if

so removed, said alley shall be restored to its proper condition, to the satisfaction of the Commissioner of Public Works, so that the portion of said alley where said conduit shall have been located shall be in the same condition and safe for public travel as the remaining portion of said alley in the same block, at the sole expense of the grantee herein, and without cost or expense of any kind whatsoever to the City of Chicago. Said grantee shall do no permanent injury to said alley, or in any manner interfere with any pipe, cable, wire or conduit therein, and shall not open or encumber more of said alley than shall be necessary to enable it to proceed with advantage in constructing said conduit.

Should said conduit interfere with or obstruct in any manner the construction of any municipal underground work hereafter to be constructed, the grantee herein, its successors or assigns, shall remove said conduit, or change the location thereof, as directed by the Commissioner of Public Works, at its or their own expense, and without any expense whatsoever to the City of Chicago.

SECTION 4. The grantee, its successors and assigns shall pay as compensation for the privileges herein granted, the sum of fifty dollars (\$50.00) per annum during the life of this ordinance; the first payment shall be made at the time of the filing of the acceptance of this ordinance, and succeeding payments annually thereafter, and all payments shall be made at the office of the Comptroller of the City of Chicago. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance shall become null and void if said grantee or its successors and assigns fails or fail to promptly pay any installment of the said compensation.

SECTION 5. No work shall be done under authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works; and no permit shall issue

until the grantee shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the said City of Chicago from any and all liability, cost, damage, or expense of any kind whatsoever, which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from or by reason of the passage of this ordinance, or from or by reason of any act or thing done under or by authority of the permission herein given, and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance; said bond and the liability of the sureties thereunder shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance said bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 6. During the life of this ordinance the grantee herein, its successors and assigns, shall at all times keep the surface of the alley over said conduit in a condition satisfactory to the Commissioner of Public Works and safe for public travel.

SECTION 7. This ordinance shall take effect and be in force from and after its passage, and upon the filing of the acceptance in writing of this ordinance by said grantee, said acceptance to be filed with the City Clerk of the City of Chicago, within thirty (30) days from the passage of this ordinance and the filing of the bond herein provided for.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department, on an ordinance amending Sections 471 and 680 of the Revised Municipal Code of 1905, in re. stand pipes inside buildings, deferred and published February 28, 1906, page 2740.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

To amend Sections 471 and 680 of the Revised Municipal Code of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 471 and 680 of the Revised Municipal Code of Chicago of 1905 shall be and the same are hereby amended so as to read as follows:

(1) In every building over one hundred (100) feet in height not provided with a three (3) inch or larger inside stand-pipe; in all buildings hereafter constructed of a greater height than seventy-five (75) feet (except buildings used for theatre purposes, as herein elsewhere provided for); in all buildings used for hospital purposes of a greater height than three (3) stories with accommodations for at least twenty (20) patients; and in all buildings of a greater height than five (5) stories now or hereafter used for hotel or public lodging house purposes there shall be constructed one (1) or more four (4) inch stand-pipes which shall extend from basement roof and which shall be connected at

street or alley side of building with two-way Siamese connection for use of fire department, and which shall be provided with one hose connection, with fire department thread, on the roof of said building, on each floor and in the basement thereof, with sufficient hose attached to reach any point thereof. The pattern, quality, installation, and maintenance of such stand-pipe, hose and couplings, shall be subject to the approval of the Fire Marshal.

(2) In any of the buildings herein referred to where approved sprinkler systems are installed and properly maintained, it shall not be necessary to install additional inside stand-pipe as above provided for.

(3) On each floor and in the basement of every building used for hotel, public lodging, hospital or school purposes, three or more stories in height, on each floor of all apartment buildings over three (3) stories in height the floors of which are divided into two or more apartments; on each floor of all office buildings, four (4) or more stories in height, the floors of which exceed two thousand (2,000) square feet in area; on each floor of all mercantile buildings three (3) or more stories in height, having a floor area of two thousand (2,000) or more square feet which is not equipped with approved wet sprinkler system, stand-pipe and hose, there shall be provided two (2) or more portable hand-pumps, or chemical extinguishers, one or more fire axes, and one or more pike poles, all of which shall be installed and maintained subject to the approval and supervision of the Fire Marshal.

(4) The interior of all grain elevators and malt houses of a height of fifty (50) or more feet which are not entirely fire-proof, and which have a capacity of two hundred and fifty thousand (250,000) bushels or over, and the interior of all cold storage houses of a height of four (4) or more stories, which are not entirely fire-proof and which have a ground floor area of ten thou-

sand (10,000) or more square feet, shall be equipped with either a dry or wet sprinkler system to each of which systems there shall be a feeder or riser pipe or pipes not less than four (4) inches in diameter, leading from one or more Siamese steamer connections; all of which shall be installed and maintained subject to the approval of the Fire Marshal.

(5) Grain elevators which are equipped with Journal Fire Alarm Systems of the most approved pattern and which are left at all times in the most perfect working order, or grain elevators, malt houses and cold storage houses, which are now equipped with stand-pipes of approved pattern and hose with not less than two (2) inch connections which have been installed in accordance with city ordinances and approved by the Fire Department, each floor of which is approved by said department as being at all times easily accessible to firemen, where fire extinguishers, water barrels and pails are distributed at intervals on all floors on advice and instruction of the Chicago Underwriters' Association; where the necessary pump pressure is maintained; where some approved electric water service and fire alarm system is maintained and watchmen are employed during nights, Sundays and holidays, pulling such stations not less frequently than once per hour, and which have outside Siamese connections and stand-pipes not less than two and one-half (2½) inches, shall be exempt from the provisions of this ordinance.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department, on an ordinance amending Sections 364 and 657 of the Revised Code of 1905, in re. theatres and ice houses, deferred and published March 5, 1906, page 2842.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas* — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 657 of the Revised Municipal Code of the City of Chicago, passed March 20, 1905, be and the same is hereby amended to read as follows:

"Section 657. (Ice Houses.)—Houses to be used exclusively for the storage of ice may be constructed within the fire limits of wood with incombustible roofing, the walls to be inclosed with an envelope of incombustible material; eight-inch brick or tile or approved cement concrete walls with proper foundations of masonry shall be used for such envelopes, and such houses shall be used for no other purposes than the storage of ice.

Provided, however, houses to be used exclusively for the storage of ice may be erected and maintained contiguous with any lake and six hundred feet from any other building, except buildings used in connection with the conduct of said business, outside of the fire limits, may be constructed of frame with incombustible

roofing, and may have a floor area of not to exceed 80,000 square feet.

Houses to be used exclusively for the storage of ice may be constructed of frame with incombustible roofing, outside of the fire limits, of greater floor area than 80,000 square feet, provided that building is divided by a solid wall of masonry for each additional 80,000 square feet of floor area, or fractional part thereof, said wall to be approved by the Building Department and to extend one foot beyond the enclosure of said building on each end.

Houses to be used exclusively for the storage of ice, built contiguous with railroad tracks and not within one hundred feet of any other building, outside of the fire limits, may be constructed of frame with incombustible roofing, with a floor area of not to exceed 5,000 square feet.

Houses to be used exclusively for the storage of ice, contiguous with railroad tracks and not within one hundred feet of any other building, outside the fire limits, may be constructed of frame with incombustible roofing, of a larger area than 5,000 square feet, provided that building is divided by a solid wall of masonry for each additional 5,000 feet of floor area, or fractional part thereof, said wall to be approved by the Building Department and to extend at least one foot beyond the enclosure of said building on each end.

All dividing walls must extend through and above the roof of any building in which they are built to a distance of three feet and must be covered with incombustible coping. No dividing wall shall be of less thickness than 12 inches at any point thereof.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee Building Department, on an ordinance granting permission to the Metro-

politan Amusement Company to build a scenic railway in Sans Souci Park, deferred and published March 12, 1906, page 2919.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas — Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewart, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

Nays—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to the Metropolitan Amusement Company to erect in Sans Souci Park, 60th street and Cottage Grove avenue, a structure to be used as a scenic railway in accordance with plans for same now on file in the office of the Commissioner of Buildings of the City of Chicago; said plans first being approved by the Commissioner and engineer of his said department and said structure to be erected at the place in said grounds indicated by said plans.

SECTION 2. This ordinance shall be in force from and after its passage and approval.

The Clerk, on motion of Ald. Harkin, presented the report of the Committee on Building Department, on an ordinance granting permission to the W. H. Labb Construction Company to con-

struct a roller coaster in Sans Souci Park, deferred and published March 12, 1906, page 2919.

Ald. Harkin moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Nowicki, Dever, Ryan, Powers, Finn, Stewart, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—57.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and au-

thority is hereby granted to the W. H. Labb Construction Company to erect in Sans Souci Park, 60th street and Cottage Grove avenue, a structure to be used as a roller coaster in accordance with plans for same now on file in the office of the Commissioner of Buildings of the City of Chicago; said plans first being approved by the said Commissioner and the engineer of his said department and said structure to be erected at the place in said grounds indicated by said plans.

SECTION 2. This ordinance shall be in force from and after its passage and approval.

#### ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Thursday, March 22, 1906, at 4:30 o'clock P. M.



CITY CLERK.



# PROCEEDINGS

## OF THE

# CITY COUNCIL

### CHICAGO. ILLINOIS

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Regular Meeting, Thursday, March 22, 1906.

4:30 O'CLOCK P. M.

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#### OFFICIAL RECORD.

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Published by authority of the City Council of the City of Chicago, Friday, March 23, 1906.

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*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Carey, Wendling, Bradley, Burns,

Roberts, O'Connell, Badenoch, Bihl, Hunt-Ruxton, Kohout, Hunter and Race.

*Absent*—Ald. Kunz, Brennan and Raymer.

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**Communications From the Mayor, Comptroller, Commissioner of Public Works and All Other City Officers, Departments and Branches of the City Government.**

The Board of Education submitted requests as follows:

Request for concurrence in vacation of a 16-foot alley running east and west between property recommended to be acquired on Wolfram street and that to be acquired on George street for relief of Agassiz School district; and in dedication of the east 16 feet of Lot 20 to be acquired in connection with said site;

Request for an additional appropriation



of \$15,000 for the completion of the Warren School building; also

Request for the authority to begin condemnation proceedings for acquirement of title to certain property to be purchased for school sites.

Which were referred to the Committee on Schools.

The City Clerk submitted the following report:

CITY CLERK'S OFFICE, }  
March 22, 1906. }

To the Honorable, the Mayor and City Council:

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds under ordinances, which have been filed in this office since your last preceding meeting:

Acceptance of C. & N. W. Ry. Co., under ordinance of January 29, 1906;

Acceptance of Monarch Leather Co., under ordinance of February 26, 1906;

Bond of E. J. Noblett Company, under ordinance of January 23, 1906;

Acceptance and bond of Thomas Carey, under ordinance of January 29, amended March 12, 1906;

Acceptance and bond of Armour & Co., under ordinance of March 12, 1906;

Acceptance and bond of Carson, Pirie, Scott & Co., under ordinance of February 26, 1906.

Yours respectfully,

A. C. ANSON,  
City Clerk.

Which was placed on file.

ALSO,

A set of resolutions from the Bartenders' and Waiters' Union, Alemania, Local 83, I. W. of the World, protesting against the thousand-dollar saloon license fee, which was

Placed on file.

Special Assessment Improvement and Repealing Ordinances Submitted by the Board of Local Improvements; Also All Matters Presented by the Aldermen, Arranged as to Ward Numbers, Beginning with the First Ward.

### FIRST WARD.

Ald. Coughlin presented an ordinance for the repeal of an ordinance passed June 22, 1903, granting permission to Charles Pope to excavate for the purpose of constructing a coal vault, which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. Coughlin presented the claim of the Union Cold Storage and Warehouse Company for damages to property, which was

Referred to the Committee on Finance.

### SEVENTH WARD.

Ald. Bennett presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next regular meeting of the City Council to be held after the meeting of March 22d, 1906, be and the same is hereby fixed for Monday, March 26th, at 2:30 o'clock P. M.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Which was on motion duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Fringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Culbertson, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith. Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt

(24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Hunter, Race—64.

*Nays*—None.

### THIRTY-FIFTH WARD.

Ald. Hunter presented the claim of George Gregor for refund for permit, which was

Referred to the Committee on Finance.

### REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

#### FINANCE.

The Committee on Finance, to whom was referred the Departmental and Comptroller's estimates for the fiscal year, 1906, submitted a report in the form of a printed pamphlet containing a draft of an appropriation ordinance for the fiscal year ending December 31, 1906.

Ald. Bennett moved that the report be deferred and made a special order for Monday, March 26, 1906, at 2:30 P. M.

The motion prevailed.

### STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, to whom was referred an ordinance granting permission to Hyman, Berg & Company to construct and maintain a clock and support at the southeast corner of State and Washington streets, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Bihl moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 22, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, South Division, to whom was referred an ordinance granting permission to Hyman, Berg & Company to construct and maintain a clock and support at the southeast corner of State and Washington streets, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

#### AN ORDINANCE

Authorizing Hyman, Berg & Company to construct and maintain a clock and support with four arc lights at the southeast corner of State and Washington streets.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Hyman, Berg & Company (a corporation) its successors and assigns, to remove the present city light at the southeast corner of State and Washington streets in the City of Chicago, and to construct and maintain in place thereof a clock with four or more arc lights attached to same at the curb line at the southeast corner of State and Washington streets; said clock to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, a copy of which plans shall be kept on file in the office of said Commissioner, and to be in design substantially as shown by the blue print attached hereto, which is hereby made a part of this ordinance; said clock and support and the arc lights shall be constructed in a safe and workmanlike manner, under the supervision and to the satisfaction of the Commissioner of Public Works, and the said arc lights shall be lighted entirely at the expense of said Company and without cost to the city, and shall remain lighted during the hours that city lights in the section of the city

wherein said clock and lamps are situated remain lighted.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted, by lapse of time or by the exercise of the Mayor's discretion aforesaid, said grantee, its successors or assigns, shall restore said portion of the sidewalk at the place where said clock shall be located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to the city, so that the portion of said sidewalk where said clock shall have been located shall be put in the same condition, safe for public travel, as the other parts of sidewalks in the same block, and shall also restore in a manner satisfactory to the Commissioner of Public Works, without cost or expense to the city, the city light which said grantee is hereby authorized to remove.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein given; and conditioned further to ob-

serve and perform all and singular, the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privilege herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, its successors and assigns, shall at all times keep the sidewalk immediately around said clock and its supports in a condition satisfactory to the Commissioner of Public Works, and shall also maintain the lights provided for herein in a manner satisfactory to said Commissioner.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that said grantee, its successors or assigns, shall file its or their written acceptance of same within thirty (30) days of the passage of this ordinance, and shall also within said thirty (30) days file the bond herein provided for.

ERNEST BIHL,

*Chairman.*

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#### STREET NOMENCLATURE.

The Committee on Street Nomenclature, to whom was referred an ordinance for a system of thoroughfare terming and house numbering, an ordinance establishing a system of house numbering, an ordinance changing the name of West Van Buren street, from Kedzie to Central Park avenue, to Trenton avenue, an order providing for uniform numbering of parallel streets in the north and west divisions, a resolution protesting against the name of Schoenhoffer Park, a communication in re. numbering on Franklin boulevard, a communication in re. similar street names, a communication in re. signs at corners, and a plan for renaming

ing and numbering all streets in Chicago, submitted a report and recommended that the same be placed on file.

Ald. Wendling moved to concur in the report.

The motion prevailed.

#### ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Monday, March 26, 1906, at 2:30 o'clock P. M.



CITY CLERK.



# PROCEEDINGS

## OF THE

# CITY COUNCIL

### CHICAGO. ILLINOIS

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Regular Meeting, Monday, March 26, 1906.

2 30 O'CLOCK P. M.

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#### OFFICIAL RECORD.

Published by authority of the City Council of the City of Chicago, Wednesday, March 28, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siwert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoeh, Bihl, Hunt, Ruxton, Kohout, Hunter, Race.

*Absent*—Ald. Lipps.

#### MINUTES.

Ald. Foreman moved that the minutes of the regular meeting held Monday, March 19, 1906, and the minutes of the regular meeting held Thursday, March 22, be approved without being read.

The motion prevailed.

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**Communications from the Mayor, Comptroller, Commissioner of Public Works and All Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following report:

MAYOR'S OFFICE. }

CITY OF CHICAGO, March 26, 1906. }

*Honorable City Council of the City of Chicago:*

GENTLEMEN:—In accordance with law, I hereby report to your Honorable Body the names of persons imprisoned for violation of city ordinances, who have

been released by me during the week ending March 24, 1906, together with the cause of such release:

James Walker, released for wife.

Dan Donahue, released for Ald. Kenna.

Lawrence Burke, released for mother and Ald. J. J. McCormick.

James Flanagan, released for wife.

Michael O'Keefe, released for Ed Prindville.

Tom Culhane, released for Jenny Clancy.

Rose Culhane, released for Jenny Clancy.

Jas. McClory, released for sister.

Julius Shedred, released for mother.

Frank Brooks, released for Wm. Connelly.

Dan De Trana, released for Paul Raimonde and \$10 paid at House of Correction.

Emil Bergeson, released for wife.

Sam Gleason, released for mother and ex-Ald. Rooney.

Jno. Cantlon, released for father.

Mary Romboch, released for sister.

Addison Morrow, released for Ernest Hummel.

Robert Rogers, released for Wm. A. Doyle.

D. McDaniel, released for D. H. Johnson.

Gust Kries, released for Herman Diedrich.

Fred Mayer, released for mother.

Julius Maxom, released for wife and Ald. Race.

Nellie Brady, released for husband.

Isidor Wasserman, released for wife.

Which was placed on file.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
March 26, 1906. }

*To the Honorable, the City Council of the City of Chicago: .*

GENTLEMEN:—I return herewith, without my approval, an ordinance passed at the last regular meeting of our Honorable Body, and published at

pages 3002 to 3046, both inclusive, of the printed Council Proceedings of March 19, 1906, requiring the Chicago, Milwaukee & St. Paul Railway Company to elevate that portion of its roadbed and railway tracks of its so-called "Evanston Division," between Graceland avenue or Irving Park boulevard and the north limits of the City of Chicago, and changing the grades of portions of certain streets and avenues, and providing for connecting tracks between the tracks of said "Evanston Division" and the tracks of the Northwestern Elevated Railroad Company, and also providing the manner of operating a part of said railway with electric power.

I am conscious of the importance of adequate transportation facilities to the people of Lake View and Rogers Park, and fully appreciate that such facilities are now sadly lacking. I would sincerely welcome any ordinance which afforded the people of these neighborhoods proper transportation, and at the same time protected their rights and the rights of all other citizens of Chicago.

I veto this ordinance because a careful and minute analysis of the provisions thereof has led me to believe that it is contrary to the best interests of the citizens of Chicago and to the principles which should govern your Honorable Body in the conferring of franchises and rights upon public service corporations.

This ordinance is essentially defective in form and substance for the following reasons:

1. Under the guise of a track elevation ordinance it embraces several distinct and separate subjects and grants:

(a) Elevation of the Chicago, Milwaukee & St. Paul Railway tracks between Graceland avenue and the city limits; such elevation to be completed not later than the year 1915.

(b) Permission to the Chicago, Milwaukee & St. Paul Railway Company to lay an additional track at once between Wilson avenue and the city limits.

(c) Permission to the Chicago, Milwaukee & St. Paul Railway Company to operate at once its railway from Wilson avenue to the city limits by electricity.

(d) Permission to the Chicago, Milwaukee & St. Paul Railway Company and Northwestern Elevated Railroad Company to operate severally or jointly that portion of the tracks of said railway company extending between Grace-land avenue and the city limits.

(e) Permission to said Chicago, Milwaukee & St. Paul Railway Company after elevation, to increase its tracks in number to six.

The seriousness of this objection must be apparent to all. In this respect the ordinance is confusing; its meaning and effect are not plain and clear; and the way is made straight for misconstruction and misinterpretation in the determination thereof.

2. This ordinance does not reserve to the city any power whereby it may in the future compel good service in the matter of the number and kind of cars to be run, their mode of operation, etc. It has always been maintained by the various steam and elevated railroads in this city that since they are organized under the general railroad law of the State of Illinois, they are under the exclusive jurisdiction of the Illinois Railroad and Warehouse Commission, and are not subject to any right of control in respect to these matters on the part of the City of Chicago, unless it is expressly so provided in the special ordinance from the City of Chicago under which they are operating. If the city has no general power to force these railroads to give good service, and the ordinance does not reserve this power to the city, the public will be compelled to accept such service as the companies choose to give, unless action is taken by the Illinois Railroad and Warehouse Commission.

In the matter of rates of fares, the ordinance provides that it shall not ex-

ceed five cents for a continuous ride in one direction "within the present limits of the City of Chicago," but no power is reserved to the city whereby a change of rate could be compelled if at any time in the future circumstances should reasonably demand such change.

3. Under present conditions the Union Loop is so congested (particularly during the rush hours) as to render it impossible for the four great elevated transportation companies in this city to give adequate service. It is a matter of common knowledge that the Union Loop is now handling more trains daily than it should be called upon to do. Under the circumstances, it may well be doubted if it is the part of wisdom to allow the Union Loop to be more overcrowded until some plan of relief by through routes has been assented to by the companies using it and put in actual operation. This point is made the more important by the fact that the ordinance in terms provides that mail trains may be run around the Union Loop, and in fact excludes from it only such trains as carry "freight." All other manners of business can be conducted by the companies under this ordinance. These facts taken in connection with the lack of reservation of power to the city to regulate service, seem to me to be of the first importance.

4. Relief from the present overcrowded condition of the Union Loop is most urgently demanded. Certain litigation is now pending with reference to the validity of the ordinances under which the Union Loop was constructed. This ordinance contains a clear grant of right to the companies to operate over the Chicago, Milwaukee & St. Paul Railway Company's tracks, the Northwestern Elevated Railroad Company's tracks and the Union Loop. This is a new and independent grant of right to operate over the Union Loop clear and definite in its terms. It is true the ordinance provides that "nothing in this ordinance contained shall operate to



prejudice the claims of the City of Chicago or the Northwestern Elevated Railroad Company in the existing controversy as to the validity and interpretation of the ordinances pertaining to the construction and maintenance of the Union Loop;" but what will it profit the City of Chicago to obtain a favorable decision in the pending litigation, if, as it does by the terms of this ordinance, it grants new and independent rights to operate upon the Union Loop?

This ordinance also provides that the City Council shall have the right "to prescribe through routes over any part of said Union Loop and to prescribe the use of new terminals in lieu of said loop," but under this provision the city might exclude from the Union Loop the cars of the companies only after having granted to the company the right to locate and construct new terminals.

5. In terms this ordinance grants to the Northwestern Elevated Railroad Company all the rights conferred thereby until the year 1944. The ordinance is silent as to the duration of the rights conferred upon the Chicago, Milwaukee & St. Paul Railway Company. As to such company the grants are indeterminate. The only provision with reference thereto is found in Section 25 of said ordinance as follows:

"Provided that nothing in this ordinance contained shall be construed as extending the life or term of any of the ordinance rights of said Chicago, Milwaukee & St. Paul Railway Company or any of its grantors under any ordinances heretofore adopted."

It is at present maintained by the city that all franchise rights of the "Evans-ton Division" of the Chicago, Milwaukee & St. Paul Railway Company have expired, or at the most will expire in 1911. The present ordinance provides that the terms thereof shall not effect an extension of any of the rights granted to such railway company or any of its grantors by any prior ordinances.

Although this ordinance does not extend any prior ordinance rights of such railway company, it does in distinct terms confer new and independent rights for an indeterminate period. Such a grant, under the recent decision of our State Supreme Court, would undoubtedly be held to be good for the life of the grantee corporation, or for the life of the municipality granting the same.

6. No compensation is provided in this ordinance to be paid to the city for the invaluable rights granted by it. It cannot be maintained that the elevation of the Chicago, Milwaukee & St. Paul Railway Company's tracks is a consideration for the grants, as the provisions of the ordinance looking toward such elevation are the same as the usual track elevation ordinances and they throw all the burdens upon the city that are usually cast upon it by such ordinances.

This ordinance does not even contain a provision requiring the payment of car license fees; in fact, in my opinion, it opens a way for the Northwestern Elevated Railroad Company to evade the payment of the car license fees now paid by it. It seems from the ordinance that cars operated on the line of the Chicago, Milwaukee & St. Paul Railway Company and the line of the Northwestern Elevated Railroad Company are entirely exempt from payment of license fees. If all cars now operated on the present Northwestern Elevated Railroad Company's tracks were to be operated over the entire trackage provided for in the new ordinance, it is doubtful whether the city could collect any car license fees for such cars.

Respectfully,

E. F. DUNNE,

Mayor.

Ald. Williston moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Williston moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost by yeas and nays as follows:

*Yeas*—Dixon, Brennan, Powers, Willis-ton, Dunn.—5.

*Nays*—Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—62.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
March 26, 1906. }

To the Honorable, the City Council of the City of Chicago:

GENTLEMEN:—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 2942 and 2943 of the current printed Council Proceedings, granting permission to the Independent Brewing Association to construct and maintain two stairway openings in the sidewalk space in front of numbers 130 and 132 East Madison street and another opening in front of number 138 East Madison street, for the reason that the ordinance as drawn contains no provision for the payment of compensation for the stairway openings in front of 130 and 132 East Madison street and requires that the compensation for the stairway opening in front of number 138 East Madison

street shall be so much as may be agreed upon between the Mayor and Commissioner of Public Works and the Brewing Association. The provision relating to the payment of compensation for the stairway last mentioned, I am advised by the Law Department, is probably invalid as an illegal delegation of legislative power to the Mayor and Commissioner of Public Works.

Respectfully submitted,

E. F. DUNNE,  
*Mayor.*

Ald. Kunz moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Kunz moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
March 26, 1906. }

To the Honorable, the City Council of the City of Chicago:

GENTLEMEN:—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 3064 of the current printed Council Proceedings, granting permission to the Metropolitan Amusement Company to erect at 60th street and Cottage Grove avenue a structure to be used as a scenic railway, for the reason that I am in receipt of numerous protests from the property owners in that vicinity objecting to the proposed structure upon the ground that it is a nuisance and will cause an advance in insurance rates in the neighborhood. As a further reason for withholding my approval of the said ordinance, I would say that it is a matter of common knowledge that structures of this character are dangerous to life and limb un-

less constructed and maintained with the greatest care. An ordinance of this kind should contain the provisions for the inspection and regulation of the structure and the cars used in connection therewith and the materials from which it is to be made, and its dimensions should be fully set forth in the ordinance.

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Harkin moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Harkin moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
March 26, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN:—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 3065 of the current printed Council Proceedings, granting permission and authority to the W. H. Labb Construction Company to erect at 60th street and Cottage Grove avenue a structure to be used as a roller coaster, for the reason that I am in receipt of numerous protests from the property owners in that vicinity objecting to the proposed structure upon the ground that it is a nuisance and will cause an advance in insurance rates in the neighborhood. As a further reason for withholding my approval of the said ordinance, I would say that it is a matter of common knowledge that structures of this character are dangerous to life and limb unless constructed and maintained with the great-

est care. An ordinance of this kind should contain the provisions for the inspection and regulation of the structure and the cars used in connection therewith and the materials from which it is to be made, and its dimensions should be fully set forth in the ordinance.

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Harkin moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Harkin moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE, }  
March 26, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN:—I return herewith, without my approval, an order passed at the last regular meeting of your Honorable Body, and published at page 2956 of the current printed Council Proceedings, directing the City Electrician to issue a permit to R. A. Allen to string one private telephone wire from his place of business, 284 North Clark street, to his residence, 400 Chestnut street, for the reason that grants of this nature should be made by ordinance requiring the giving of a bond to protect the City of Chicago from all liability by reason of anything done in the exercise of such a privilege. I also call your attention to the fact that the order as drawn shows that it is a grant made for purely private purposes and no compensation is required from the grantee.

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Bennett moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Bennett moved that the order be referred to the Committee on Gas, Oil and Electric Light for an ordinance.

The motion prevailed.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
March 26, 1906. }

*To the Honorable, the City Council of the City of Chicago:*

GENTLEMEN:—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 3050 to 3053, inclusive, granting permission and authority to the American District Telegraph Company to install, construct, maintain and operate a line of electric wires for the carrying on of its burglar alarm and fire alarm systems, for the reason that I am advised by the Law Department that certain amendments should be made thereto in the interest of clearness. I therefore respectfully recommend that the vote by which the said ordinance was passed be reconsidered and that the said ordinance be re-passed without the usual reference to a committee, with the following amendments:

Amend Section 3 of said ordinance by striking from the 11th line from the end of Section 3 thereof the words "its successors and assigns" and by striking from the 4th line from the end of Section 4 thereof the words "its successors or assigns." Amend Section 7 of the said ordinance by striking from the 3rd line thereof the words "its successors and assigns" and by inserting at the end of the 19th line of said Section 7 the following provision:

"the last payment of compensation shall be made and last statement in

writing shall be filed on the tenth day of April, 1916, which said payment of five per cent and said statement shall be computed upon and shall relate to the gross receipts derived from the transaction of said business during the period beginning with the first day of January 1916, and ending with the date of the termination of the rights and privileges hereby granted; and"

Also amend said ordinance by adding at the end of Section 9 thereof the following language:

"The said company shall not at any time sell, lease, dispose of or transfer the authority, permission, privileges or rights hereby granted without the express consent of the City Council."

In connection with the last amendment recommended, and as a reason therefor, I would say that in my opinion no ordinance granting special privileges in the streets to a private corporation should be made transferable without the consent of the City Council.

Respectfully submitted,

E. F. DUNNE,  
Mayor.

Ald. Young moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Young moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Young moved the passage of the ordinance as amended.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoff-

man, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

Nays—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Authorizing the American District Telegraph Co. to maintain and operate a line of wires for the transmission of signals by electricity.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to the American District Telegraph Company, a corporation organized and existing under the laws of the State of Illinois, to install, construct, maintain and operate a line or lines of electric wires for the transmission of signals for the purpose of carrying on its burglar alarm, fire alarm, sprinkler alarm and watch service systems. The said line or lines of wires shall be installed, repaired and operated in existing conduits, subways and tunnels under any public street, alley and the Chicago river and its several branches; no authority being hereby granted to open any street or alley, or to disturb any pavement for the purpose of constructing any conduits, subways or tunnels in which to install, repair or operate said line or lines of electric wires. If space shall be rented by said American District Telegraph Company for placing its line or lines of wires therein, nothing herein shall be construed as in any way granting any new or additional rights or privileges to any other person, persons or corporation now using

or that may hereafter use any conduit, subway or tunnel under any street or alley of the City of Chicago, or under the Chicago river and its several branches, for the purpose of carrying on the business of such person, persons or corporation in any way.

Said grantee shall at all times keep on file in the office of the City Electrician plans showing the location of any conduit in which any of its wires are maintained.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance; provided, however, that this ordinance shall be subject to amendment or repeal at any time prior thereto.

SECTION 3. The grantee may lease subway space from the City of Chicago in any underground conduit, subway or tunnel maintained by the City; the compensation to be paid to the City as rental for the use of such space shall be in accordance with the schedules established in an ordinance passed January 21, 1901, authorizing the City Electrician to rent as therein provided, such space in City conduits, manholes, lateral connections and other parts of the conduit system as may not be occupied, or thereafter required for the City service; that is to say, for each wire, No. 14, or less, used for burglar alarm, sprinkler alarm, fire alarm or watch service signals, the grantee shall pay to the city six dollars (\$6.00) per block per year. All wires shall be measured with Brown & Sharpe's gauge. If the rental for conduit space shall hereafter be changed by general ordinance or ordinances, then and in that case the grantee shall pay such compensation, or rental, as may be prescribed by such general ordinance or ordinances hereafter passed. Where the city has no conduits, subways or tunnels available for the use of the grantee as herein provided, the grantee may rent space from persons or corporations authorized by ordinance to construct, maintain and operate underground conduits, subways or tunnels.

SECTION 4. All apparatus, machinery, wires and appliances maintained and operated under this ordinance by said Company shall be of modern excellence, and constructed, maintained and operated in first-class manner, and all wires maintained by the grantee shall be installed and maintained under the supervision and to the satisfaction of the City Electrician.

It is expressly understood and agreed that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force.

It is further agreed that the grantee herein, at its own expense, will alter, change and remove from under any street, alley or public way, and from any conduit, subway or tunnel, any and all of its wires that may in any way interfere with the construction and operation of any municipal work hereafter undertaken.

At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee shall remove all its wires from all conduits, subways and tunnels or public ways.

SECTION 5. This ordinance shall not go into effect until the said grantee shall execute and deliver to the City of Chicago a written acceptance of the same, and also a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000.00) with sureties to be approved by the Mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provisions of this ordinance; and further conditioned to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense or liability of any kind whatsoever that may be suffered by the City of Chicago, or which may accrue against, be charged to, or recovered from said City of Chicago by reason of the passage of this ordinance, or by reason of any act or thing done by said grantee herein by virtue of the au-

thority herein granted. If, at any time after the execution and delivery of said bond to the City of Chicago as aforesaid, the Mayor of said City of Chicago shall be of the opinion that the sureties upon said bond are insufficient, the said grantee shall, within five (5) days after the receipt of written notice to that effect, execute and deliver to the City of Chicago a new bond conditioned as aforesaid, with sureties to be approved by the Mayor, and in default thereof the rights and privileges herein granted shall cease and determine.

SECTION 6. No work of installation of wires in conduits, subways or tunnels shall be done under authority of this ordinance until a permit authorizing the same shall be issued by the Commissioner of Public Works, countersigned by the City Electrician.

SECTION 7. The rights herein granted are upon the express condition that said grantee, as compensation for the privileges conferred by this ordinance, will on or before the tenth (10th) day of January of each year during the life of this ordinance, pay into the treasury of the City of Chicago five per cent (5 per cent) of its gross receipts derived from the transaction of said burglar alarm, fire alarm, sprinkler alarm and watch service business within the city for the year ending with and including the thirty-first (31st) day of December of the previous year, and at the time of making the said payment file with the City Clerk a statement in writing of the said gross receipts for the said previous year ending as aforesaid, and the last payment of compensation shall be made and last statement in writing shall be filed on the tenth day of April, 1916, which said payment of five per cent and said statement shall be computed upon and shall relate to the gross receipts derived from the transaction of said business during the period beginning with the first day of January, 1916, and ending with the date of the termination of the rights and privileges

hereby granted, and for the purpose of enabling the city to inform itself of the receipts of the grantee, the City Comptroller, or some person appointed by him to act for him, shall have access to the books, papers, accounts and records of all fiscal operations of said grantee at all reasonable and necessary times. The amounts found by said City Comptroller or his representative to be the gross receipts of said Company for or from said business, shall be the amounts upon which said Company shall pay such percentage. In the event said grantee shall refuse or fail to give the Comptroller or said person so appointed by him, access to the books, papers, accounts and records of all the fiscal operations of said Company at all reasonable and necessary times, then the Mayor of the City of Chicago may revoke the rights and privileges herein granted, and the said rights and privileges shall thereupon cease and determine.

SECTION 8. The City of Chicago at any time prior to the expiration of the term of the privileges herein granted shall have the right to take over the property of the grantee suitable to and used by it for the purposes of this grant, and all appurtenances, equipment and fixtures, and operates the same as a municipal enterprise.

In the event that the City of Chicago shall decide to terminate the grant and take over the properties aforesaid then the City shall pay therefor in cash the then cost of the duplication, less depreciation of said appliances and property and there shall be no allowance for earning power or franchise values.

In the event the City shall desire to purchase the property of the grantee as aforesaid, the purchase price of said property shall be determined by appraisement as follows:

One appraiser shall be appointed by the City in such manner as the City Council or Mayor shall direct; one shall be appointed by the grantee, and a third shall appointed by the two so selected.

Either party may appoint its appraiser at any time after the giving of thirty (30) days' notice of intention so to do, and serve written notice of such appointment upon the other party, and such other party within fifteen (15) days after service of notice of such appointment shall appoint its appraiser and serve written notice of such appointment upon the other party; whereupon the two appraisers so appointed shall appoint the third appraiser. In the event that the party first receiving notice of the selection of an appraiser by the other party shall fail to appoint an appraiser, and give notice thereof, as above provided, or in the event that the two appraisers first appointed shall fail to agree upon the third appraiser within fifteen (15) days after notice of the appointment of the second appraiser, either party upon giving written notice of five (5) days to the other party, may apply to the Appellate Court for the First District of Illinois, or a majority of the members thereof, and any appraiser appointed by said Court shall have the same powers and duties as if regularly appointed as above provided.

The appraisers shall determine what tangible property, real and personal, owned by the grantee and then used for the purposes of its grant, is reasonably required for its continued operation, and in determining the fair cash value of said property they shall not take into consideration its earning power or the value of any franchise or license, but shall allow for the property the then cost of duplication, less depreciation.

Nothing in this ordinance contained shall be construed as preventing or interfering with the right of the City at any time to engage in the furnishing of a similar service without making the purchase above provided for.

SECTION 9. The said Company shall not at any time, lease, sell or dispose of its property rights or franchises to any person or corporation whatsoever engaged in the same or similar business. The said company shall not at any time sell,

lease, dispose of or transfer the authority, permission, privileges or rights hereby granted without the express consent of the City Council.

**SECTION 10.** This ordinance shall take effect and be in force from and after its passage; provided that unless the written acceptance and bond shall be delivered as provided herein within thirty (30) days from the passage hereof this ordinance shall become null and void, and all the rights and provisions herein granted shall cease and determine.

ALSO,

The following veto message:

MAYOR'S OFFICE,  
March 26, 1906. }

To the Honorable, the City Council of  
the City of Chicago:

GENTLEMEN:—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at pages 3047 to 3050, granting permission and authority to the Illinois District Telegraph Company to install, construct, maintain and operate a line of electric wires for the carrying on of its burglar alarm and fire alarm systems for the reason that I am advised by the Law Department that certain amendments should be made thereto in the interest of clearness. I therefore respectfully recommend that the vote by which the said ordinance was passed be reconsidered and that the said ordinance be repassed without the usual reference to a committee, with the following amendments:

Amend Section 3 of said ordinance by striking from the 11th line from the end of Section 3 thereof the words "its successors and assigns" and by striking from the 4th line from the end of Section 4 thereof the words "its successors or assigns." Amend Section 7 of the said ordinance by striking from the 3rd line thereof the words "its successors and assigns" and by inserting at the end of the 19th line of said Section 7 the following provision:

"and the last payment of compensation shall be made and last statement in writing shall be filed on the tenth day of April, 1916, which said payment of five per cent and said statement shall be computed upon and shall relate to the gross receipts derived from the transaction of said business during the period beginning with the first day of January 1916, and ending with the date of the termination of the rights and privileges hereby granted."

Also amend said ordinance by adding at the end of Section 9 thereof the following language:

"The said company shall not at any time sell, lease, dispose of or transfer the authority, permission, privileges or rights hereby granted without the express consent of the City Council."

In connection with the last amendment recommended, and as a reason therefor, I would say that in my opinion no ordinance granting special privileges in the streets to a private corporation should be made transferable without the consent of the City Council. The history of municipal legislation in Chicago contains many examples of assignable grants of special privileges which have been obtained by the beneficiaries for the sole purpose of barter or sale.

Respectfully submitted,

E. F. DUNNE,

Mayor.

Ald. Young moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Young moved that the ordinance be amended in accordance with the veto message of His Honor, the Mayor.

The motion prevailed.

Ald. Young moved the passage of the ordinance as amended.



The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout Race, Hunter.—65.

**Nays**—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Authorizing the Illinois District Telegraph Company to maintain and operate a line of wires for the transmission of signals by electricity.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and they are hereby granted to the Illinois District Telegraph Company, a corporation organized and existing under the laws of the State of Illinois, to install, construct, maintain and operate a line or lines of electric wires for the transmission of signals for the purpose of carrying on its burglar alarm, fire alarm, sprinkler alarm and watch service systems. The said line or lines of wires shall be installed, repaired and operated in existing conduits, subways and tunnels under any public street, alley and the Chicago river and its several branches; no authority being hereby granted to open any street or alley, or to disturb any pavement for the purpose of constructing any conduits, subways or tunnels in which to install, re-

pair or operate said line or lines of electric wires. If space shall be rented by said Illinois District Telegraph Company for placing its line or lines of wires therein, nothing herein shall be construed as in any way granting any new or additional rights or privileges to any other person, persons, or corporation now using or that may hereafter use any conduit, subway or tunnel under any street or alley of the City of Chicago, or under the Chicago river and its several branches, for the purpose of carrying on the business of such person, persons or corporation in any way.

Said grantee shall at all times keep on file in the office of the City Electrician plans showing the location of any conduit in which any of its wires are maintained.

**SECTION 2.** The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance; provided, however, that this ordinance shall be subject to amendment or repeal at any time prior thereto.

**SECTION 3.** The grantee may lease subway space from the City of Chicago in any underground conduit, subway or tunnel maintained by the city; the compensation to be paid to the city as rental for the use of such space shall be in accordance with the schedules established in an ordinance passed January 21, 1901, authorizing the City Electrician to rent as therein provided, such space in city conduits, manholes, lateral connections and other parts of the conduit system as may not be occupied, or thereafter required for the city service; that is to say, for each wire, No. 14, or less, used for burglar alarm, sprinkler alarm, fire alarm or watch service signals, the grantee shall pay to the city six dollars (\$6) per block per year. All wires shall be measured with Brown & Sharpe's gauge. If the rental for conduit space shall hereafter be changed by general ordinance or ordinances, then and in that case the grantee shall pay such compen-

sation, or rental, as may be prescribed by such general ordinance or ordinances hereafter passed. Where the city has no conduits, subways or tunnels available for the use of the grantee as herein provided, the grantee may rent space from persons or corporations authorized by ordinance to construct, maintain and operate underground conduits, subways or tunnels.

SECTION 4. All apparatus, machinery, wires and appliances maintained and operated under this ordinance by said company shall be of modern excellence, and constructed, maintained and operated in first class manner, and all wires maintained by the grantee shall be installed and maintained under the supervision and to the satisfaction of the City Electrician.

It is expressly understood and agreed that the rights and privileges granted hereunder are subject to all general ordinances of the City of Chicago now in force or which may hereafter become in force.

It is further agreed that the grantee herein, at its own expense, will alter, change and remove from under any street, alley or public way, and from any conduit, subway or tunnel, any and all of its wires that may in any way interfere with the construction and operation of any municipal work hereafter undertaken.

At the termination of the privileges hereby granted by lapse of time or otherwise, said grantee shall remove all its wires from all conduits, subways and tunnels or public ways.

SECTION 5. This ordinance shall not go into effect until the said grantee shall execute and deliver to the City of Chicago a written acceptance of the same, and also a bond to the City of Chicago in the penal sum of ten thousand dollars (\$10,000) with sureties to be approved by the mayor, conditioned upon the observance and faithful performance of all and singular the conditions and provi-

sions of this ordinance; and further conditioned to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense or liability of any kind whatsoever that may be suffered by the City of Chicago, or which may accrue against, be charged to, or recovered from said City of Chicago by reason of the passage of this ordinance, or by reason of any act or thing done by said grantee herein by virtue of the authority herein granted. If, at any time after the execution and delivery of said bond to the City of Chicago as aforesaid, the Mayor of said City of Chicago shall be of the opinion that the sureties upon said bond are insufficient, the said grantee shall, within five (5) days after the receipt of written notice to that effect, execute and deliver to the City of Chicago a new bond conditioned as aforesaid, with sureties to be approved by the Mayor, and in default thereof the rights and privileges herein granted shall cease and determine.

SECTION 6. No work of installation of wires in conduits, subways or tunnels shall be done under authority of this ordinance until a permit authorizing the same shall be issued by the Commissioner of Public Works, countersigned by the City Electrician.

SECTION 7. The rights herein granted are upon the express condition that said grantee, as compensation for the privileges conferred by this ordinance, will on or before the tenth (10th) day of January of each year during the life of this ordinance, pay into the treasury of the City of Chicago five per cent (5 per cent) of its gross receipts derived from the transaction of said burglar alarm, fire alarm, sprinkler alarm and watch service business within the city for the year ending with and including the thirty-first (31) day of December of the previous year, and at the time of making the said payment file with the City Clerk a statement in writing of the said gross receipts for the said previous year ending as aforesaid,

and the last payment of compensation shall be made and last statement in writing shall be filed on the tenth day of April, 1916, which said payment of five per cent and said statement shall be computed upon and shall relate to the gross receipts derived from the transaction of said business during the period beginning with the first day of January, 1916, and ending with the date of the termination of the rights and privileges hereby granted; and for the purpose of enabling the City to inform itself of the receipts of the grantee, the City Comptroller, or some person appointed by him to act for him, shall have access to the books, papers, accounts and records of all fiscal operations of said grantee at all reasonable and necessary times. The amounts found by said City Comptroller, or his representative to be the gross receipts of said company for or from said business, shall be the amounts upon which said company shall pay such percentage. In the event said grantee shall refuse or fail to give the Comptroller or said person so appointed by him, access to the books, papers, accounts and records of all the fiscal operations of said company at all reasonable and necessary times, then the Mayor of City of Chicago may revoke the rights and privileges herein granted, and the said rights and privileges shall thereupon cease and determine.

SECTION 8. The City of Chicago at any time prior to the expiration of the term of the privileges herein granted shall have the right to take over the property of the grantee suitable to and used by it for the purposes of this grant, and all appurtenances, equipment and fixtures and operate the same as a municipal enterprise.

In the event that the City of Chicago shall decide to terminate the grant and take over the properties aforesaid, then the City shall pay therefor in cash the then cost of the duplication, less depreciation of said appliances and property and there shall be no allowance for earning power or franchise values.

In the event the City shall desire to purchase the property of the grantee as aforesaid, the purchase price of said property shall be determined by appraisement as follows:

One appraiser shall be appointed by the City in such manner as the City Council or Mayor shall direct; one shall be appointed by the grantee and a third shall be appointed by the two so selected. Either party may appoint its appraiser at any time after the giving of thirty (30) days' notice of intention so to do, and serve written notice of such appointment upon the other party and such other party within fifteen (15) days after service of notice of such appointment shall appoint its appraiser and serve written notice of such appointment upon the other party; whereupon the two appraisers so appointed shall appoint the third appraiser. In the event that the party first receiving notice of the selection of an appraiser by the other party shall fail to appoint an appraiser, and give notice thereof, as above provided, or in the event that the two appraisers first appointed, shall fail to agree upon the third appraiser within fifteen (15) days after notice of the appointment of the second appraiser, either party upon giving written notice of five (5) days to the other party, may apply to the Appellate Court for the First District of Illinois, or a majority of the members thereof, and any appraiser appointed by said Court shall have the same powers and duties as if regularly appointed as above provided.

The appraisers shall determine what tangible property, real and personal, owned by the grantee and then used for the purposes of its grant, is reasonably required for its continued operation, and in determining the fair cash value of said property they shall not take into consideration its earning power or the value of any franchise or license, but shall allow for the property the then cost of duplication, less depreciation.

Nothing in this ordinance contained

shall be construed as preventing or interfering with the right of the City at any time to engage in the furnishing of a similar service without making the purchase above provided for.

**SECTION 9.** The said company shall not at any time lease, sell or dispose of its property rights or franchises to any person or corporation whatsoever engaged in the same or similar business. The said company shall not at any time sell, lease, dispose of or transfer the authority, permission, privileges or rights hereby granted without the express consent of the City Council.

**SECTION 10.** This ordinance shall take effect and be in force from and after its passage; provided that unless the written acceptance and bond shall be delivered as provided herein within thirty (30) days from the passage hereof, this ordinance shall become null and void, and all the rights and provisions herein granted shall cease and determine.

The City Clerk submitted the following communication:

CITY CLERK'S OFFICE,  
March 26th, 1906.

*To the Honorable, the Mayor and City Council:*

**GENTLEMEN:**—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinances, which have been filed in this office since the last preceding meeting of your Honorable Body:

Acceptance and bond of John C. Hatendorf, under ordinance of Feb. 26th, 1906.

Acceptance and bond of Monarch Leather Co., under ordinance of Feb. 26th, 1906.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Which was placed on file.

ALSO,

The following communication:

CHICAGO, March 24, 1906.

*To the Honorable Mayor and City Council of Chicago:*

**GENTLEMEN:**—I am directed by the Chicago Teachers' Federation to transmit to you the following resolution adopted March 20, 1906:

**WHEREAS,** The Chicago Edison Company and the Chicago Telephone Company are seeking extensions of their franchises, and

**WHEREAS,** These companies have, since 1900, paid approximately \$750,000 less than the amount of taxes required by the laws of Illinois on the value of their franchises, and

**WHEREAS,** This exemption has been secured by these companies through resort to the Federal courts, securing therefrom an order restraining the collection of the legal taxes assessed against these corporations by order of the Supreme Court of this State,

*Resolved,* That the Chicago Teachers' Federation respectfully requests your Honorable Body not to enter into any negotiations with said companies looking to extension of their present franchises or grant of new rights until they shall pay their lawful taxes assessed against them by the State of Illinois and thereby convince this community that they are willing to obey the laws of the State from which they are now asking valuable special rights and privileges.

Respectfully submitted,

FLORENCE E. TENNERY,  
*Secretary.*

Which was ordered published and referred to the Committee on Gas, Oil and Electric Light.

ALSO,

The following communication and resolutions:

CHICAGO, March 26, 1906.

*City Council, Chicago, Ill.:*

**GENTLEMEN**—I beg to enclose a copy

of the resolutions as adopted by the mass meeting held yesterday afternoon at the First Regiment Hall. I hope that you will see your way clear to adopt such amendment to the dram-shop license as may comply with the wishes expressed in said resolutions.

Yours very respectfully,

JOHN KOELLING,  
*Chairman.*

Under the pretext of fighting vice and crime, which are abhorred by all law-abiding people, a war has been begun in this city against the most respectable organizations of a purely social, educational or charitable character.

Societies of high standing in this community are classed with the lowest dance halls and dives and deprived of their ancient and heretofore never contested right of dealing out vinous and malt liquors to their own members and friends.

We hold that the laws and ordinances directed against vile resorts were never intended to be applied to the social organizations of the people.

We maintain that amusements arranged for young people by their parents ought to be encouraged and not forbidden, and that vice and crime will only be promoted by driving the children to amusements not shared by their parents.

While we have no desire to criticise or restrict the views of life of anybody else we claim the right to decide for ourselves what mode of recreation and enjoyment is best for us and for our children.

We, therefore, in mass meeting assembled, protest against any and all attempts to deprive us of our right to enjoy ourselves in our own way, and we demand that the City Council amend the dram-shop license ordinance in such manner as to authorize the Mayor of the city to issue special licenses for the temporary sale of vinous and malt liquors to properly constituted bona-fide social

organizations of an orderly and lawful character.

We also call upon the Legislature of the State of Illinois to grant complete home rule to the cities and towns of the State in regard to the regulation of the people's recreations and amusements and to repeal all laws that are in conflict with the natural right of the people to decent and orderly enjoyments.

Which was referred to the Committee on License.

The Commissioner of Public Works submitted the following communication:

CHICAGO, March 26, 1906.

*To the Mayor and City Council of the City of Chicago:*

I deem it necessary and advisable to lay water mains in various streets, and respectfully ask the passage of the following order:

*Ordered:* That the Commissioner of Public Works be and he is hereby authorized to lay water mains in the following streets:

On Chauncey avenue, from 225 feet south of 92nd street to 91st street; size, 6 inches; probable cost including hydrants and basins, \$1,111.25.

On Chauncey avenue from 91st street to 56 feet south of 92d street, pays 10 cents; and on Chauncey avenue, from 56 feet south of 92d street to 225 feet south of 92d street, for fire protection.

On 89th street, from Escanaba avenue to Muskegon avenue; size, 6 inches; probable cost, including hydrants and basins, \$468.75; pays 10 cents.

On Drake avenue, from Melrose avenue to 150 feet southward, size, 6 inches; probable cost, including hydrants and basins, \$206.25; pays 10 cents.

Respectfully,

WM. L. O'CONNELL,

*Acting Commissioner of Public Works.*

Ald. Foreman moved to concur in the request and pass the order.

The motion prevailed and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter, —65.

*Nays*—Conlon, Brennan—2.

The Board of Local Improvements submitted a list of assessment rolls filed in the County Court, March 23, 1906.

Which was placed on file.

#### ALSO,

A report and ordinance establishing the grade of sundry streets.

By unanimous consent, the ordinance was put upon its passage and passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

*Nays*—Conlon, Brennan—2.

#### SPECIAL ORDER.

Ald. Bennett moved that the "special order," the report of the Committee on Finance on the annual appropriation ordinance for the fiscal year ending December 31, 1906, deferred and published (in pamphlet form) March 22, 1906, page 3068, be now taken up.

The motion prevailed.

#### COMMITTEE OF THE WHOLE.

Ald. Bennett moved that the Council do now resolve itself into a Committee of the Whole for the purpose of considering the report of the Committee on Finance on the annual appropriation ordinance for the year 1906.

The motion prevailed and the Council was thereby resolved into Committee of the Whole.

Subsequently, at the same session of the Council, Ald. Bennett, as Chairman of the Committee of the Whole, reported to the Council that the Committee of Whole had duly considered the report of the Committee on Finance on the annual appropriation bill for the year 1906, that a motion had been duly made by Ald. Foreman and carried, that the Committee do rise and report forthwith to the Council, and that, pursuant to the direction of the Committee of the Whole, he, as Chairman of the said Committee, now reported to the Council that the Committee of the Whole had adopted and recommended sundry amendments to the annual appropriation bill as submitted to the Council by the Finance Committee, and that the Committee of the Whole recommended that the ordinance or bill making the annual appropriation for the year 1906, as amended in the Committee of the Whole, be passed.

His Honor, the Mayor, in the chair.

Ald. Bennett moved to concur in the report of the Committee of the Whole and pass the appropriation bill or ordinance as amended.

Ald. McCormick (21st ward), moved as a substitute for Ald. Bennett's motion, that the Council take a recess until 8 o'clock p. m.

The motion to substitute was lost by yeas and nays as follows:

*Yeas*—Pringle, Potter, Jones, Harris, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Finn, McCormick (21st ward), Reese, Dougherty, Schmidt (24th ward), Hahne, Dunn, Carey, Bihl, Hunt, Kohout—23.

*Nays*—Coughlin, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Young, Snow, Bennett, Moynihan, Fick, Hurt, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Conlon, Brennan, Powers, Stewart, Sullivan, Schmidt (23d ward), Werno, Williston, Reinberg, Butler, Siewert, Larson, Wendling, Bradley, Burns, O'Connell, Badenoch, Ruxton, Race, Hunter—39.

The question recurring on Ald. Bennett's motion to concur in the report of the Committee and pass the appropriation ordinance as amended, Ald. Cullerton presented the following amendment and moved its adoption:

Amend the appropriation bill by striking out the tenth item for the Fire Department on page 26, and inserting in lieu thereof, "four hundred and seventy-five pipemen, truckmen and drivers for the month of December, at \$77.33 each—\$34,831.75.

The motion to adopt the amendment was lost by yeas and nays as follows:

*Yeas*—Coughlin, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Hoffman, Cullerton, Uhler, Harkin, Dever, Sitts, Conlon, Ryan, Powers, Wendling, Bradley, Kohout—21.

*Nays*—Pringle, Foreman, Potter, Young, Snow, Bennett, Zimmer, Considine, Riley, Maypole, Beilfuss, Smith, Kunz, Nowicki, Brennan, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Butler, Siewert, Larson, Carey, Burns, Badenoch, Ruxton, Race, Hunter—37.

Ald. McCormick (21st ward), moved to amend the appropriation ordinance by striking out the appropriation for harbor police.

Ald. Coughlin moved to lay Ald. McCormick's motion on the table.

The motion to lay on the table prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully Hoffman, Cullerton, Uuhler, Zimmer, Considine, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Dougherty, Sullivan, Schmidt (23d ward) Werno, Schmidt (24th ward), Hahne, Reinberg, Butler, Siewert, Wendling, Bradley, Burns, O'Connell, Ruxton, Kohout.—42.

*Nays* — Pringle, Foreman, Potter, Young, Snow, Bennett, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Larson, Badenoch, Race, Hunter.—15.

Ald. Race moved to amend the ordinance by providing for an appropriation of \$5,000.00 for a public lavatory in the down-town district.

Ald. Martin moved to lay Ald. Race's motion on the table.

The motion to lay on the table prevailed.

Ald. Carey moved to amend the ordinance by striking out the last two items on page 36 of the report of the Committee on Finance and to insert in lieu thereof the following: "One chief fish inspector at \$2,000.....\$2,000."

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Scully Hoffman, Cullerton, Uhler, Zimmer, Beilfuss, Smith, Dever, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Werno, Schmidt (24th

ward), Hahne, Butler, Siewert, Larson, Carey, Wendling, Bradley, Burns, O'Connell, Badenoch, Kohout, Race, Hunter.—36.

*Nays*—Pringle, Foreman, Potter, Young, Snow, Bennett, Fick, Harris, Hurt, Considine, Riley, Maypole, Harkin, Kunz, Nowicki, Sitts, Finn, Stewart, McCormick (21st ward), Reese, Schmidt (23d ward), Williston, Dunn, Reinberg, Ruxton.—25.

Ald. McCormick (21st ward) moved to further amend the ordinance by striking out the appropriation for bridge-tenders' salaries, as recommended by Committee of the Whole, and inserting in lieu thereof the following:

"Bridge Tenders' salaries—Twenty-eight bridge tenders at \$900.00 per annum, \$25,200.00; sixty assistant bridge tenders at \$720.00 per annum, \$43,200.00; seventeen bridge tenders at \$560.00 per annum, \$9,520.00; sixty-two assistant bridge tenders at \$480.00 per annum, \$29,760.00; for contingencies, \$9,300.00—\$116,980.00.

Ald. Coughlin moved to lay Ald. McCormick's motion on the table.

The motion to lay on the table prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Richert, Dailey, McCormick (5th ward), Martin, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Reinberg, Butler, Siewert, Carey, Wendling, Bradley, O'Connell, Ruxton.—40.

*Nays*—Pringle, Foreman, Potter,

Young, Snow, Bennett, Maypole, Harkin, Beilfuss, Finn, Stewart, McCormick (21st ward), Reese, Williston, Dunn, Larson, Burns, Badenoch, Kohout, Race, Hunter.—21.

#### PREVIOUS QUESTION.

Ald. Foreman moved the previous question.

The motion prevailed.

The question recurring on Ald. Bennett's motion to concur in the report of the Committee and to pass the ordinance as amended, the motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Nowicki, Dever, Sitts, Conlon, Brennan, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Larson, Carey, Wendling, Bradley, Burns, O'Connell, Badenoch, Ruxton, Kohout, Race, Hunter.—59.

*Nays*—Kunz, McCormick (21st ward).—2.

Ald. Snow moved to reconsider the vote last taken.

Ald. Hunter moved to lay Ald. Snow's motion on the table.

The motion to lay on the table prevailed.



The following is the ordinance as passed:

### AN ORDINANCE

Making Appropriations for Corporate, School and Public Library Purposes for the fiscal year from January 1, 1906, to December 31, 1906.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the following sums, or so much thereof as may be authorized by law and as may be needed, be and the same are hereby appropriated for the corporate purposes of the City of Chicago, and for school and also for library purposes, as hereinafter specified, for the fiscal year commencing January 1, 1906, and ending December 31, 1906.

### CORPORATE PURPOSES.

#### GENERAL GOVERNMENT.

##### *Executive.*

<b>1—Mayor's Office</b> .....	<b>\$ 33,361 94</b>
Mayor .....	\$ 10,000 00
Private Secretary.....	3,600 00
Stenographer .....	1,500 00
Messenger .....	1,500 00
Bill of A. B. Du Pont.....	7,015 00

To be sub-classified as expended between:

1. (a)—Salaries.
- (b)—Other.

And extraordinary expenses in detail.

### MUNICIPAL LIBRARY AND BUREAU OF STATISTICS.

(Under the direction of Mayor.)

City Statistician .....	\$ 2,400 00
Assistant City Statistician.....	1,080 00
Stenographer .....	900 00
Unpaid bill, Department of Supplies.....	53 46
Printing statistics.....	1,000 00
Postage .....	250 00
Stationery, supplies, etc.....	350 00
Books, binding, etc.....	150 00
Bill of R. S. Henshaw.....	63 48
	<hr/>
	<b>\$ 6,246 94</b>

To be sub-classified as expended between:

4. (a)—Salaries.
- (c)—Municipal Library.
- (d)—Other.

And extraordinary expenses in detail.

## DEPARTMENT OF TRANSPORTATION.

(To be under the direction of the Mayor.)

Superintendent .....	\$	3,000 00	
Miscellaneous expense, typewriter, postage, stationery, etc.		500 00	
			\$ 3,500 00

To be sub-classified as expended to 1(F).

*Legislative.*

2—City Council.....	\$	111,500 00	
Salaries of 70 Aldermen at \$1,500.....	\$	105,000 00	
Chairman Committee on Finance.....		3,500 00	
Secretary of Finance Committee, salary.....		3,000 00	

## COMMITTEE ON LOCAL TRANSPORTATION.....\$ 15,999 98

Salary of Secretary and expenses, and for the employment of such legal, engineering and other expert assistants on elevated railroads and street railroads and subways, as may be necessary, and for the expenses thereof, and for printing, postage and supplies.....\$ 5,000 00

## Bills of:

Barnard & Miller.....	\$	225 00	
Barnard & Miller.....		370 00	
Peckham, Smith, Packard & Apmadoc.....		4,004 75	
Kenfield Publishing Company.....		716 82	
B. J. Arnold.....		5,497 00	
B. J. Arnold.....		186 41	
			10,999 98

## COMMITTEE ON GAS, OIL AND ELECTRIC LIGHT.....\$ 6,983 88

## Bills of:

Edw'd W. Bemis.....	\$	216 00	
E. G. Cowdrey.....		195 50	
A. C. Humphreys.....		750 00	
Marwick, Mitchell & Co.....		4,923 50	
M. R. Winchell.....		815 50	
Pearl A. Power.....		75 48	
John Ritchie.....		8 40	

**EXPENSES OF CHARTER CONVENTION.....\$ 12,000 00**

To be expended upon vouchers approved by the Committee on Finance of the City Council.

To be sub-classified as expended between:

2. (a)—Salaries of Aldermen, Secretaries and Clerks of Committees.

(b)—Other.

And extraordinary expenses in detail.

**3—CITY CLERK.....\$ 59,313 50**

City Clerk.....	\$ 5,000 00
One chief clerk.....	3,600 00
One sergeant-at-arms.....	1,000 00
One clerk and reading clerk.....	2,500 00
One clerk at \$1,600.....	1,600 00
Four clerks at \$1,500.....	6,000 00
Two clerks at \$1,200.....	2,400 00
One stenographer and clerk.....	1,500 00
Extra clerk hire and extra work of regular clerks.....	4,800 00
One official stenographer for City Council.....	1,500 00
One janitress.....	600 00
One janitor and caretaker Council Chamber.....	1,000 00
Eight assistant sergeants-at-arms at \$150.....	1,200 00

For printing Council proceedings, including minutes of the meetings of the Board of Local Improvements, minutes and documents of committees, stationery, blank books, licenses, dog tags and license badges, plates, etc. 25,000 00

Bills of:

John F. Higgins.....	\$916 50
F. P. Smith Wire and Iron Works.....	150 00
B. J. Cigrand.....	547 00
	<hr/>
	1,613 50

To be sub-classified as expended between:

3. (a)—Salaries.

(b)—Stationery and printing.

(c)—Other.

And extraordinary expenses in detail.

**LAW DEPARTMENT.****4—Corporation Counsel's Office.....\$ 163,075 77**

Corporation Counsel.....	\$ 6,000 00
Fourteen assistant corporation counsels.....	38,600 00
One law clerk and secretary to Corporation Counsel.....	1,500 00
One law and docket clerk.....	1,200 00

## LAW DEPARTMENT—Continued.

Law clerks—one at \$1,200.....	1,200 00	
One law clerk and interpreter at \$1,200.....	1,200 00	
Law clerks—two at \$900.....	1,800 00	
One law and filing clerk.....	900 00	
One telephone operator.....	600 00	
One stenographer and law clerk at \$1,200....	1,200 00	
Eight stenographers and law clerks at \$900..	7,200 00	
One attorney for Fire Department.....	2,750 00	
Legal and office expenses, expenses of traction litigation and court costs.....	60,000 00	
	<hr/>	
	\$125,150 00	
Less amount payable from Water Fund..	12,000 00	
	<hr/>	
		\$ 113,150 00
Maclay Hoyne, for services rendered.....\$	1,500 00	
Bills of:		
Barnard & Miller.....	1,262 98	
Library Bureau.....	72 36	
Twentieth Century Press Clipping Bureau..	32 29	
Edward Thompson .....	33 00	
Alfred C. Mace.....	500 00	
Callaghan & Co.....	47 00	
Geo. Hornstein Co.....	86 07	
Binner Wells Co.....	216 10	
Holmes & Eulass .....	291 78	
C. E. Kremer.....	537 50	
Remington Typewriter Co.....	118 50	
The McEwen Building & Mfg. Co.....	40 00	
West Publishing Co.....	84 50	
W. B. Williamson .....	150 00	
Paine Harrington.....	10 00	
O. M. Brady .....	75 00	
Chicago Newspaper Union.....	1,803 94	
The American Law Book Co.....	6 00	
The Lawyers' Co-operative Publishing Co...	10 00	
Coats Burchard Co.....	100 00	
William M. Pindell.....	430 00	
Western Banknote & Engraving Co.....	22 50	
Marshall, Jackson Co.....	9 00	
Devereus Secret Service Agency.....	895 33	
Shepard Blue Print Co.....	8 25	
The Consumers Co.....	1 50	

## LAW DEPARTMENT—Continued.

J. M. W. Jones Stationery & Printing Co...	3 95
Cameron Amberg & Co.....	6 50
Mrs. A. L. Kelly.....	14 00
C. A. Hale .....	500 00
Thomas J. Sutherland.....	145 05
G. E. Sheldon.....	125 00
T. J. Ryan.....	125 00
Thomas G. McElligott.....	150 00
M. A. Fountain & Co.....	8 00
J. L. Brouse.....	137 50
Edgar B. Tolman.....	1,900 00
Clarence S. Darrow.....	1,315 45
Glen E. Plumb (estimated).....	800 00
Botsford, Wayne & Botsford.....	1,252 25
Granville W. Browning.....	2,000 00
Gunthorp-Warren Co.....	530 20
J. G. Grossberg.....	914 06
Jno. C. Richberg.....	176 50
Maxwell Edgar.....	435 00
Henry M. Ashton.....	325 00
Phillip Spiro.....	17 50
John H. Kelly.....	5 00
Thos. E. Barrett.....	70 05
J. M. Hull.....	218 13
Chicago Telephone Co.....	91 79
Alfred C. Mace.....	4,945 00
Jno. C. Mathias.....	100 00
Crotty Bros. and Jarvis.....	120 00
O. G. Washburn.....	4 10
L. M. Ackley.....	262 50
C. B. Hertzel.....	220 00
Holmes Conrad.....	600 00
Hiram T. Gilbert.....	750 00
West Publishing Co.....	88 00
Jno. P. O'Shaughnessy.....	136 00
Barnard & Miller.....	321 14
	<hr/> \$ 25,675 47

## Board of Local Improvements.

One attorney.....	\$ 5,000 00
Two assistant attorneys at \$3,000.....	6,000 00
One assistant attorney.....	2,000 00

## LAW DEPARTMENT—Continued.

Two law clerks at \$1,200.....	2,400 00
One law clerk and messenger.....	900 00
One law clerk.....	2,000 00
Two law clerks and stenographers at \$900.....	1,800 00
One law clerk and stenographer.....	1,000 00
One court reporter.....	1,000 00
	<hr/>
	\$ 22,100 00
Less amount to be paid from Water Fund.....	1,350 00
	<hr/>
	\$ 20,750 00

To be sub-classified as expended between:

4. (a)—Salaries.

(b)—Court costs.

(d)—Other.

And extraordinary expenses in detail.

Prosecuting Attorney.....	\$ 29,582 50
One prosecuting attorney.....	\$ 3,600 00
One assistant prosecuting attorney.....	1,500 00
Fourteen assistant prosecuting attorneys, one stenographer and one law clerk.....	16,799 00
For costs arising in civil suits commenced by Prosecuting Attorney, viz.: Fees for justices of the peace, constables, jurors and witnesses.....	5,300 00
For printing, stationery, postage stamps and furniture ...	700 00
Rent of suites 513 and 514 Ashland Block, for the year 1906, for Prosecuting Attorney's office at \$115.00 per month .....	1,380 00
Bill of The Consumers Company for water service furnished Prosecuting Attorney's office .....	11 00
Bill of Chicago Telephone Company for telephone service furnished Prosecuting Attorney's office during the year.....	195 00
Bill of Chicago Telephone Co.....	97 50

To be sub-classified as expended between:

(a)—Salaries.

(b)—Court costs.

(c)—Other.

And extraordinary expenses in detail.

City Attorney.....	\$ 129,878 10
City Attorney.....	\$ 6,000 00
One chief assistant attorney, two trial attorneys, two as-	

## LAW DEPARTMENT—Continued.

Assistant trial attorneys, one appellate court attorney, seven assistant attorneys, one chief investigator, one bookkeeper, one docket law clerk, two stenographers, five copyists, twenty-four trial investigators, eighteen preliminary investigators, one office boy, one switch board operator.....	75,630 00
Contingent expenses, witness fees, Circuit, Appellate and Superior court costs and expenses, physicians' fees, expert fees, miscellaneous expenses and special investigations .....	45,000 00
Court reporting.....	10,000 00
Emergency trial attorneys.....	10,000 00
Rent .....	6,000 00
Street car and railroad transportation.....	7,000 00
Light, water and office repairs.....	1,500 00
	<hr/>
	\$ 161,130 00
Less amount to be paid from Water Fund.....	50,000 00
	<hr/>
	\$ 111,130 00

## Bills of:

Armour Institute of Technology.....\$	50 00
Dr. Frank Hulbert Booth.....	25 00
Dr. Alfred Bein.....	35 00
Dr. F. M. Borucki.....	25 00
Dr. H. L. Bartlett.....	25 00
Dr. W. F. Curtis.....	35 00
Dr. S. W. Cox.....	1,000 00
Dr. Philip S. Doane.....	995 00
Dr. Joseph G. De Vere.....	25 00
Dr. Frank B. Earle.....	50 00
Dr. Daniel N. Eisendrath.....	50 00
Dr. Paul J. Faber.....	50 00
Dr. L. A. Greensfelder.....	25 00
Dr. G. S. Geroeret.....	10 00
Dr. Geo. M. Glaser.....	40 00
Dr. I. J. K. Golden.....	45 00
Dr. W. F. Holstein.....	25 00
Drs. Hook & Hook.....	25 00
Dr. Anne Paul Heineck.....	30 00
Dr. James Whitney Hall.....	260 00
Dr. F. Kalacinski.....	100 00
Dr. John Leeming.....	745 00

## LAW DEPARTMENT—Continued.

Dr. V. D. Lespinasse.....	10 00
Dr. J. R. Macnamara.....	15 00
Dr. F. A. Maguy.....	25 00
Dr. H. H. Mather.....	25 00
Dr. Norval Harvey Pierce.....	100 00
Dr. Brown Pusey.....	100 00
Dr. Arthur E. Price.....	625 00
Dr. Joseph Reilly.....	25 00
Dr. Wm. P. Schoen.....	30 00
Dr. J. L. Sweeney.....	15 00
Dr. Arthur A. Small.....	125 00
Dr. S. Stol.....	45 00
Dr. Frank A. Stahl.....	25 00
Dr. H. E. Whitford.....	10 00
Dr. Franklin A. Weatherford.....	50 00
Dr. Rachelle S. Yarros.....	5 00
Dr. Richard M. Geninis.....	5 00
J. L. Brouse.....	707 00
Clerk of Superior Court.....	150 00
Clerk of Circuit Court.....	36 00
Barnard & Miller.....	283 89
A. S. Carpenter.....	119 80
Edna Dickerson.....	115 65
Geo. Hornstein.....	237 12
Van Petten & Majenski.....	460 00
Paul C. Schussman.....	9 30
Walton, James & Ford.....	128 00
Chas. W. Philips.....	354 16
F. S. Webster Co.....	24 00
A. H. Andrews Co.....	70 75
Bullard & Gormuley.....	2 40
Baers Express and Storage Co.....	82 00
A. Hannebal.....	26 90
John J. McGrath.....	16 50
Interstate Paper Co.....	100 00
Jones, Coates & Bailey.....	38 04
Marshall Field & Co.....	38 48
National Safe Deposit Co.....	255 33
Sprague, Smith Co.....	1 00
Trumbull Safe & Vault Co.....	1 00
Chicago Directory Co.....	7 50
Chicago Legal News Co.....	1 50



## LAW DEPARTMENT—Continued.

Chicago Medical Book Co.....	2 50
Callaghan & Co.....	11 75
The Lawyers' Co-op. Pub. Co.....	10 00
Frank Shepard Co.....	3 00
West Publishing Co.....	59 75
Bradner Smith Co.....	3 50
City Collector for Dept. of Supply .....	31 90
City Collector for House of Correction...	6 50
Cameron, Amberg & Co.....	350 78
Faulkner, Ryan Co.....	50 00
J. M. W. Jones.....	3 95
Yawman & Erbe Mfg. Co.....	65
W. Cary Lewis & Co.....	18 00
Shea, Smith & Co.....	24 50
	<hr/> \$ 8,748 10

For the payment and satisfaction of petty personal injury claims upon the joint recommendation of the City Attorney and the Committee on Finance, to be reported on monthly to the City Council for approval..\$ 10,000 00

To be sub-classified as expended between:

(a)—Salaries.

(b)—Court costs.

(c)—Other. .

And extraordinary expenses in detail.

**7.—DEPARTMENT OF FINANCE.....\$ 94,933 00**

Comptroller .....	\$ 6,000 00
Chief Clerk.....	3,000 00
General Accountant.....	2,400 00
Bookkeeper .....	1,500 00
Paying Teller.....	1,800 00
Stenographer .....	1,200 00
Warrant record clerk.....	1,200 00
Form and index clerk.....	1,199 00
Clerk .....	1,199 00
Warrant for collection register clerk.....	1,000 00
Clerk .....	1,000 00
Bond registrar.....	1,350 00
Clerk .....	1,000 00
Clerk .....	999 00
Special assessment improvement bond clerk.....	1,200 00
Clerk .....	1,000 00

## DEPARTMENT OF FINANCE—Continued.

Clerk .....	900 00
Messenger .....	600 00
Clerk .....	799 00
For extra clerk hire and extra work by regular employes on account of the large increase of special assessments, bond calls and auditing.....	20,000 00
	<hr/>
	\$ 49,346 00
Less amount to be paid from Water Fund.....	9,500 00
	<hr/>
	\$ 39,846 00

## Special Assessment Division.

Bookkeeper in charge of special assessments.....	\$ 1,800 00
Clerk .....	1,199 00
Four clerks at \$1,100 each.....	4,400 00
Six clerks at \$900 each.....	5,400 00

## Audit Bureau.

Auditor and Deputy Comptroller.....	\$ 3,600 00
Assistant accountant.....	1,800 00
One clerk.....	1,500 00
One clerk.....	1,020 00
One clerk.....	1,200 00
One clerk.....	1,199 00
One clerk.....	1,199 00
One clerk.....	1,020 00
One clerk.....	1,000 00
One warrant clerk.....	1,080 00
One city real estate agent.....	1,800 00
One clerk.....	900 00
One clerk.....	900 00
	<hr/>
	\$ 18,218 00

The Comptroller may, on making written request, require the service of any engineer, bookkeeper, clerk or other employe in any department for the purpose of investigating, examining or auditing any voucher or account of any work performed or material furnished, or the cost thereof, and during the period of such employment he shall be under the jurisdiction of the Comptroller.

## DEPARTMENT OF FINANCE—Continued.

## Paymaster's Bureau.

(Seventy per cent of salaries, etc.)

First Assistant Paymaster.....	\$ 1,680 00	
Three assistant paymasters as \$1,120.....	3,360 00	
One clerk.....	700 00	
One clerk.....	630 00	
One clerk.....	630 00	
Maintaining pay wagon.....	70 00	
		<hr/> \$ 7,070 00

Printing and stationery for Comptroller's reports, checks, books and miscellaneous expense of the Comptroller's office and advertising for the offices of Mayor, City Comptroller and City Treasurer.....	\$ 17,000 00
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To be sub-classified as expended between:

7. (a)—Salaries.
- (b)—Stationery and printing.
- (c)—Other.
- (d)—Audit Bureau—Salaries.
- (e)—Audit Bureau—Other.
- (f)—Paymaster's Bureau—Salaries.
- (g)—Paymaster's Bureau—Other.

Printing and stationery for Comptroller's reports, checks, books and miscellaneous expense of the Comptroller's office and advertising for the offices of Mayor, City Comptroller and City Treasurer.

To be sub-classified as expended between accounts one (1), seven (7) and eight (8).

## 8—CITY TREASURER'S OFFICE.

For salary of City Treasurer and assistants and all other office expenses, 25 per cent of revenue received as interest on city deposits. Settlements to be made with the Comptroller monthly. This compensation is to be the entire compensation of the City Treasurer for services of himself and assistants and all office expenses.

## 9—CITY COLLECTOR'S OFFICE.....\$ 70,922 41

City collector.....	\$ 6,000 00
Deputy collector.....	3,000 00
One cashier.....	2,400 00
One chief clerk special assessment.....	1,800 00
One general license clerk.....	1,400 00
One bookkeeper.....	1,400 00
One bond clerk.....	1,400 00
One general clerk.....	1,260 00

## CITY COLLECTOR'S OFFICE—Continued.

One broker clerk.....	1,200 00
One insurance clerk.....	1,200 00
One collector.....	1,200 00
One special assessment and license clerk.....	1,200 00
Fifteen special assessment and license clerks at \$1,350..	20,250 00
Four collectors at \$1,000.....	4,000 00
One stenographer and clerk.....	900 00
One messenger.....	900 00
Special assessment books, forms, advertising, license blanks, postage, street car transportation for collectors, and surety bonds for department employes, etc..	7,000 00
Extra clerk hire and extra work by extra and regular men on special assessments and making delinquent return to the County Treasurer.....	9,600 00
Emergency special assessment work necessary in changing the system from the accounting system of duplicate copies to the book forms of holding all records intact as per ruling of Judge Carter of the County Court work uncompleted.....	4,000 00
Bills, Department of Supplies, \$361.41, \$291.23 and \$49.58	702 22
Bill of Chicago Journal.....	110 19
To be sub-classified as expended between:	
9. (a)—Salaries.	
(b)—Advertising.	
(c)—Other.	
And extraordinary expenses in detail.	

## 10—CITY HALL.....\$ 92,984 42

One chief janitor.....\$	1,600 00
One janitor.....	1,000 00
Eight elevator operators at \$1,000.....	8,000 00
One elevator starter.....	1,000 00
Two wood finishers at \$900.....	1,800 00
One carpenter at 55 cents per hour.....	1,140 00
One cabinetmaker.....	1,001 60
One chief engineer.....	1,500 00
Two assistant engineers at \$1,095.....	2,190 00
Five firemen at \$900.....	4,500 00
Two coal passers at \$900.....	1,800 00
One oiler.....	900 00

## CITY HALL—Continued.

Janitors at \$840 and janitresses at \$600 per year.....	14,640 00
For laborers, coal, supplies, electric light, repairs to pumps, elevators, and all other machinery, repairs to build- ing and roof, etc.....	25,000 00
For painting, calcimining and redecorating offices.....	2,000 00
For boilers, furnaces and appurtenances.....	10,000 00
Piping, steam heating apparatus, etc.....	1,000 00
Repairing and installing vaults.....	1,500 00
Fireproof vault and fixtures for Department of Health....	1,200 00
Two water supply tanks.....	3,000 00
Uniforms for elevator operators.....	200 00
Clerk and inspector in Complaint Bureau.....	1,500 00
One stenographer and clerk, Complaint Bureau.....	1,000 00
Miscellaneous expenses, Complaint Bureau.....	250 00

## Bills of:

Geo. E. Watson Co., \$12.10, \$16.70.....\$	28 80
S. H. Harris Co.....	3 00
Knickerbocker Ice Co., \$24.15, \$28.00, \$29.58, \$28.18, \$26.08, \$71.05, \$91.00, \$25.90, \$29.05, \$28.00, \$25.38.....	406.37
Bullard & Gormuley Co., \$21.32, \$11.09, \$8.14, \$17.59, \$23.64, \$22.50.....	104 28
Sprague, Smith & Co.....	4 25
Western Electric Co., \$42.50, \$42.50.....	85 00
Department of Supplies.....	2 25
Bullard & Gormuley Co., \$20.14, \$27.40, \$25.65, \$22.78, \$28.34, \$16.10.....	140 41
John Davis Co., \$51.20, \$13.63.....	64 83
Carson, Pirie, Scott & Co.....	59 70
Chicago Edison Co., \$42.66, \$124.74, \$156.30, \$170.52, \$162.96, \$205.20, \$220.32, \$179.16, \$190.56, \$309.54, \$962.99, \$856.59, \$782.39.....	4,363.93
	<hr/> \$ 5,262 82

To be sub-classified as expended between:

10. (a)—Repairs and renewals.

(b)—Salaries—Operation.

(c)—Other—Operation.

And extraordinary expenses in detail.

## 11—BOARD OF ELECTION COMMISSIONERS.....\$ 362,470 83

Advertising, judges and clerks of election, polling places, proposals, etc.....	\$ 3,982 48
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## BOARD OF ELECTION COMMISSIONERS—Continued.

Cartage and storage, storage of booths, ballot boxes, guard rails, etc., and the delivery and collection of booths, ballot boxes, guard rails for election and primaries..	12,203 28
Election, registration, revision and primary forms, office supplies, tally sheets, poll books, statements, etc.; stationery, record books, posting, binding, new registers for voters' names, transfer slips, envelopes, instruction cards, etc.....	23,048 56
Judges and clerks of election, April.....	103,195 00
Judges and clerks of election, primaries, February.....	17,500 00
Miscellaneous expense, telephone service, electric light, destroying election returns, fixtures, new booths, guard rails, ballot boxes and booth curtains; also for repairing same.....	6,798 00
Office salaries.....	115,195 76
Polling places, April, June and November.....	46,698 00
Polling places, primaries, February and April.....	7,000 00
Postage for use of clerks of election, mailing notices to voters to show qualification, for instructions to judges of regular and primary elections; and postal cards for notices to judges and clerks, polling places and office use.....	4,386 00
Printing names of registered voters, April and November, name of primary election voters, names of persons deceased, erased and restored, and ward maps.....	19,832 50
Ballots—regular, proposition and specimen ballots.....	2,631 25
To be sub-classified as expended between:	
11. (a)—Salaries of commissioners and office force.	
(b)—Election expense.	
(c)—Stationery and printing.	
(d)—Other.	

And extraordinary expenses in detail.

**12—CIVIL SERVICE COMMISSION.....\$ 48,883 94**

Civil service commissioner.....\$	3,000 00
Civil service commissioner.....	3,000 00
Civil service commissioner.....	3,000 00
Chief examiner and secretary.....	3,000 00
Examiner examination papers.....	1,095 00
Examiner examination papers.....	1,095 00
Examiner in charge of pay rolls.....	1,095 00
Examiner pay rolls.....	1,095 00

## CIVIL SERVICE COMMISSION—Continued.

Examiner pay rolls.....	900 00
Examiner official certifications.....	1,095 00
Examiner labor certifications.....	1,095 00
Examiner civil list.....	1,095 00
Physical and application examiner.....	1,500 00
Information clerk.....	1,320 00
Stenographer and assistant to secretary.....	1,095 00
Two examiners, applications and miscellaneous, at \$900..	1,800 00
Messenger .....	720 00
Attorney for trials, investigations and miscellaneous....	1,500 00
Stenographer for trials, investigations and miscellaneous..	4,000 00
Investigator for trials, investigations and miscellaneous...	6,000 00
Special examiners.....	2,000 00
One chief investigator.....	2,500 00
Annual report.....	1,600 00
Telephone and two extensions.....	200 00
Postage, advertising, stationery, books, printing, Rep., etc	3,000 00
Investigations, subpoenas, etc.....	1,000 00
Chicago Daily Labor World.....	83 94

To be sub-classified as expended between:

12. (a)—Salaries.

(b)—Other.

And extraordinary expenses in detail.

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13—DEPARTMENT OF SUPPLIES.....\$ 13,956 00

(Sixty per cent of salaries, etc.)

Business agent.....\$	2,400 00
Invoice clerk and bookkeeper.....	1,080 00
Stationer .....	780 00
Stenographer and assistant stock keeper.....	900 00
Stockkeeper .....	900 00
Salesman of old material.....	600 00
Register clerk.....	600 00
Storehouse clerk.....	720 00
Stenographer and clerk.....	600 00
Stenographer and clerk.....	540 00
Messenger .....	468 00
Delivery man.....	468 00
Labor .....	900 00

## DEPARTMENT OF SUPPLIES—Continued.

Office expense, including stationery, supplies, telephones,  
 rent of warehouse, warehouse equipment and expense 3,000 00  
 (For balance of these items see appropriation from Water Fund.)

To be sub-classified as expended between:

13. (a)—Salaries.

(b)—Other.

And extraordinary expenses in detail.

**16—MISCELLANEOUS INTEREST.....\$ 265,000 00**

For interest on temporary tax loans.....\$ 265,000 00

**17—MISCELLANEOUS .....\$ 378,452 87**

For miscellaneous labor, material and supplies, rent of  
 vault space, etc., including three adding machines  
 for special assessment and accounting divisions.....\$ 2,900 00

To cover cost of auditing and closing accounts for the  
 year 1906..... 5,000 00

Art Commission of the City of Chicago..... 100 00

For telephones in the offices of the City Comptroller, City  
 Treasurer and Auditor..... 625 00

For commission and exchange in paying city bonds and in-  
 terest coupons in New York, and interest coupons due  
 prior to January 1, 1899..... 1,500 00

For payment of claims on account of moneys deposited in  
 the corporate fund from "unclaimed wages account,"  
 "suspense account," "special deposits account" and "bi-  
 cycle and vehicle tax account"..... 1,500 00

For miscellaneous items..... 10,000 00

Bills of Wm. Holabird, George Beaumont and Richard E.  
 Schmidt for expert architectural service rendered  
 special committee to report on structural and sanitary  
 condition of City Hall..... 3,178 00

Washington Park Club (Council order, July 1, 1904)..... 1,100 00

Julius Moses, refund saloon license..... 123 31

Tracy Bros., refund amusement license..... 100 00

American Theatre Co., refund amusement license..... 166 67

For repayment to old law special assessment fund amounts  
 illegally transferred at various times..... 352,060 00

To reimburse the business agents' stock account for sup-  
 plies furnished to the offices of the Mayor and City  
 Treasurer:



## MISCELLANEOUS—Continued.

Warrant for collection No. 9,044.....\$	1 71
Warrant for collection No. 17,645.....	4 60
Warrant for collection No. 16,208.....	4 00
Warrant for collection No. 18,066.....	6 01
Warrant for collection No. 19,723.....	10 90
Warrant for collection No. 20,398.....	60
Warrant for collection No. 21,556.....	4 00
Warrant for collection No. 22,243.....	4 60
Warrant for collection No. 24,186.....	4 60
Warrant for collection No. 26,856.....	8 00
Warrant for collection No. 16,026.....	4 60
Warrant for collection No. 27,281.....	4 00
Warrant for collection No. 28,908.....	9 56
Warrant for collection No. 30,411.....	4 56
Warrant for collection No. 33,003.....	4 60
Warrant for collection No. 35,739.....	4 00
Warrant for collection No. 38,422.....	4 00
Warrant for collection No. 46,074.....	4 72
Warrant for collection No. 49,744.....	5 63
Warrant for collection No. 42,454.....	5 20

99 89

To be classified and expended in accordance with classification of expense adopted December 23, 1901.

**18—POLICE DEPARTMENT.....\$4,610,187 96**

One general superintendent.....\$	6,000 00
One assistant general superintendent.....	4,000 00
Secretary of department.....	2,500 00
One private secretary to general superintendent.....	2,400 00
One chief clerk in secretary's office.....	1,800 00
One drill master.....	1,500 00
One clerk in secretary's office.....	1,500 00
Four stenographers and clerks at \$900.....	3,600 00
One attorney for department.....	2,500 00
Five inspectors at \$2,800.....	14,000 00
Sixteen captains at \$2,250.....	36,000 00
Sixty-two lieutenants at \$1,800.....	111,600 00
One hundred and forty-three patrol sergeants at \$1,500...	214,500 00
One hundred and thirty-four desk sergeants at \$1,500...	201,000 00
One desk sergeant in charge, Bureau of Records.....	1,700 00
Two thousand one hundred and ninety-six patrolmen at \$1,100 for 11 months.....	2,214,300 00

## POLICE DEPARTMENT—Continued.

Two thousand one hundred and ninety-six patrolmen at \$1,200 for one month.....	219,800 00
Five hundred patrolmen for 6 months at \$60 per month...	180,000 00
Five hundred patrolmen for three months at \$75 per month	112,500 00
Six hundred and sixty-five patrolmen for 6 months at \$60 per month .....	239,400 00
Fifty-seven detectives' sergeants at \$1,500.....	85,500 00
Two lieutenants of detectives at \$2,000.....	4,000 00
Five vehicle inspectors at \$1,200.....	6,000 00
One superintendent bureau of identification.....	2,250 00
One custodian.....	1,800 00
One chief operator.....	1,800 00
One hundred and forty operators at \$900 for 11 months...	115,500 00
One hundred and forty operators at \$1,000 for 1 month...	11,666 67
One chief clerk detective bureau.....	1,800 00
Four pensioners at \$1,100.....	4,400 00
One chief matron.....	1,000 00
Thirty-three matrons at \$720.....	23,760 00
One finger print operator .....	1,200 00
One feed inspector.....	1,200 00
One superintendent of horses.....	2,400 00
Two assistant superintendents of horses at \$1,300.....	2,600 00
One hundred and fifteen patrol drivers at \$1,000.....	115,000 00
One barn foreman.....	1,000 00
Fifteen hostlers at \$780.....	11,700 00
One assistant chief operator.....	1,400 00
One printer.....	1,200 00
One assistant printer and pressman at \$22.50 per week...	1,170 00
Two photographers at \$1,100.....	2,200 00
Thirty-two janitors at \$720.....	23,040 00
One janitor at \$780.....	780 00
Seventeen scrub women at \$360.....	6,120 00
One scrub woman.....	540 00
Seven engineers, 12 mo., 8 hrs. per day, at 37½c per hr...	7,665 00
Twenty-one engineers from Oct. 1st to May 31st, 8 hours per day, 37½c per hour.....	15,309 00
One superintendent of construction.....	1,500 00
One plumber at \$4.50 per day.....	1,408 50
Four blacksmiths at \$4 per day.....	5,008 00
Three wagon makers at \$4 per day.....	3,756 00
Six carpenters at \$4 per day.....	7,512 00
Two harness makers.....	1,878 00

## POLICE DEPARTMENT—Continued.

Seven station repairers.....	7,011 20
Four blacksmith helpers at \$3.20 per day.....	4,006 40
Twelve laborers at \$780 per year.....	9,360 00
One plasterer at \$4.50 per day.....	1,408 50
One tinner at \$4 per day.....	1,252 00
One carriage blacksmith helper at \$3.20 per day.....	1,001 60
Three carriage painters at \$4 per day.....	3,380 40
Five house painters at \$4 per day.....	5,634 00
One carriage trimmer at \$4 per day.....	1,252 00
One clerk at repair shops.....	1,000 00
	<hr/> \$4,080,769 27

For repairs and renewals for wagons and harness replacement and keep of live stock, identification police telegraph, expenses, rents, repairs and renewals of equipment, hospital and ambulance service, secret service, printing and stationery, light and heat, and other miscellaneous expenses (to be expended for repairs to Lake street station \$1,500), for purchase of bullet proof cloth vests.....\$ 176,000 00

## Municipal Lodging House.

Repairs, renewals and operations.....\$ 4,500 00

## Dog Pounds.

For wages.....	\$ 10,440 00
Maintenance and supplies.....	960 00
Erection of new barn.....	3,000 00
	<hr/> \$ 14,400 00

For the erection of a new station and purchase of a site for same for the Twenty-fifth Precinct.....	\$ 40,000 00
For the erection of a new station on site owned by the city at the Eighth Precinct.....	35,000 00
For the erection of a new station in Lake View on site already purchased.....	35,000 00
For the erection of a new station and purchase of site for same for the Eleventh Precinct.....	40,000 00
For the erection of a new station on site owned by the city at the Forty-second Precinct.....	35,000 00
For the erection of a new station on site already purchased for the Thirty-ninth Precinct.....	35,000 00
For the erection of a barn and purchase of site for same	

## POLICE DEPARTMENT—Continued.

for Thirty-first Precinct.....	2,000 00	
To remodel the Nineteenth Precinct barn so as to accomo- date the ambulance and wagon.....	2,000 00	
To purchase lot and erection of station house thereon in the vicinity of Twelfth Street and Fortieth Avenue	35,000 00	
For erection of new house at the Attrill Street Station..	30,000 00	
For erection of house and purchase of site near One Hun- dred Sixth Street and Greenbay Avenue.....	10,000 00	
For rent of temporary quarters near One Hundred Sixth Street and Green Bay Avenue.....	1,500 00	
For erection of new station house at Seventy-fifth Street and Dobson Avenue.....	10,000 00	
Lot for Juvenile Court building.....	20,000 00	
For Juvenile Court Committee.....	2,000 00	
		<hr/> \$ 332,500 00

## Bills of:

Englewood Hospital and Training School..\$	200 00
Thomas C. Egan.....	10 00
E. S. Murray.....	64 25
George M. Clark & Co.....	13 20
A. G. Spaulding & Bro.....	15 00
A. G. Spaulding & Bro.....	14 00
Luke O'Toole.....	180 00
Kellogg, Mackay, Cameron Co.....	98
A. L. Jones.....	39 50
George E. Watson Co.....	1 00
Northwestern Gas Light and Coke Co....	7 00
H. M. Hooker Co.....	6 56
Chicago Telephone Co.....	83 19
Chicago Suburban W. & L. Co.....	65 70
House of Correction.....	25 00
Thomas J. Kelly.....	100 00
W. D. Kerfoot & Co.....	195 00
John King.....	4 34
Central Electric Co.....	26 52
U. S. Blue Print Paper Co.....	25 80
U. S. Blue Print Paper Co.....	1 53
Mitchell Dairy Co.....	7 75
Peoples Gas Light & Coke Co.....	911 20
Mary O'Grady.....	9 67
Chicago Edison Co.....	11 50

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\$

## POLICE DEPARTMENT—Continued.

18. (a)—Salaries, general superintendent, assistant superintendent, drill master, secretaries, clerks and stenographers.
- (b)—Salaries, inspectors.
- (c)—Salaries, captains.
- (d)—Salaries, lieutenants.
- (e)—Salaries, sergeants, patrol.
- (f)—Salaries, sergeants, desk.
- (g)—Salaries, patrolmen and crossing men.
- (h)—Salaries, matrons.
- (i)—Salaries, custodians.
- (j)—Salaries, engine men.
- (k)—Salaries, janitors.
- (l)—Salaries, laborers.
- (m)—Salaries, patrol and supply drivers.
- (n)—Salaries, superintendent of horses.
- (o)—Salaries, barn men and hostlers.
- (p)—Repairs and renewals of wagons and harness.
- (q)—Live stock, replacement and keep.
- (r)—Identification.
- (s)—Salaries, chief of detectives, lieutenants, clerks and stenographers, detective bureau.
- (t)—Other salaries, detective bureau.
- (u)—Repairs and renewals of police telegraph.
- (v)—Salaries, operation of police telegraph.
- (w)—Other expenses, operation of police telegraph.
- (x)—Rents.
- (y)—Repairs and renewals of buildings.
- (z)—Repairs and renewals of furniture.
- (aa)—Repairs and renewals of equipment.
- (bb)—Hospital and ambulance service.
- (cc)—Secret service.
- (dd)—Pensioners.
- (ee)—Printing and stationery.
- (ff)—Light and heat.
- (gg)—Other.
31. Municipal Lodging Houses:
- (a)—Repairs and renewals.
- (b)—Salaries.
- (c)—Subsistence.
- (d)—Other.

And extraordinary expenses in detail.

**POLICE AND JUSTICE COURTS.....\$ 120,300 00**

Justice First District Court, No. 1.....	\$ 5,400 00
Justice First District Court, No. 2.....	5,400 00
Justice Second District Court, No. 1.....	4,500 00
Justice Second District Court, No. 2.....	4,500 00
Justice Third District Court, No. 1.....	4,500 00
Justice Third District Court, No. 2.....	4,500 00
Justice Fourth District Court, No. 1.....	4,500 00
Justice Fourth District Court, No. 2.....	4,500 00
Justice Fifth District Court.....	4,500 00
Justice Sixth District Court, No. 1.....	4,000 00
Justice Sixth District Court, No. 2.....	4,000 00
Justice Seventh District Court, No. 1.....	4,000 00
Justice Seventh District Court, No. 2.....	3,000 00
Justice Eighth District Court.....	4,000 00
Justice Ninth District Court.....	2,500 00
Justice Tenth District Court.....	3,000 00
Justice Eleventh District Court.....	2,500 00
Justice Twelfth District Court.....	4,500 00
Clerk First District Court, No. 1.....	1,350 00
Clerk First District Court, No. 1.....	900 00
Clerk First District Court, No. 2.....	1,200 00
Clerk First District Court, No. 2.....	900 00
Clerk Second District Court, No. 1.....	1,080 00
Clerk Second District Court, No. 2.....	1,000 00
Clerk Third District Court, No. 1.....	1,175 00
Clerk Third District Court, No. 2.....	1,175 00
Clerk Fourth District Court, No. 1.....	1,080 00
Clerk Fourth District Court, No. 2.....	1,000 00
Clerk Fifth District Court.....	1,080 00
Clerk Sixth District Court, No. 1.....	1,080 00
Clerk Sixth District Court, No. 2.....	1,080 00
Clerk Seventh District Court, No. 1.....	1,000 00
Clerk Seventh District Court, No. 2.....	900 00
Clerk Eighth District Court.....	900 00
Clerk Ninth District Court.....	900 00
Clerk Tenth District Court.....	900 00
Clerk Eleventh District Court.....	900 00
Clerk Twelfth District Court.....	900 00
Bailiff First District.....	1,000 00
Bailiff First District.....	1,000 00
Bailiff Second District.....	1,000 00
Bailiff Second District.....	1,000 00

## POLICE AND JUSTICE COURTS—Continued.

Bailiff Third District.....	1,000 00
Bailiff Third District.....	1,000 00
Bailiff Fourth District.....	1,000 00
Bailiff Fourth District.....	1,000 00
Bailiff Fifth District.....	1,000 00
Bailiff Sixth District.....	1,000 00
Bailiff Sixth District.....	1,000 00
Bailiff Seventh District.....	1,000 00
Bailiff Seventh District.....	1,000 00
Bailiff Eighth District.....	1,000 00
Bailiff Ninth District.....	1,000 00
Bailiff Tenth District.....	1,000 00
Bailiff Eleventh District.....	1,000 00
Bailiff Twelfth District.....	1,000 00

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\$ 112,300 00

For costs of justices of the peace, jurors' and constables' fees, fuel, books, stationery, repairs and cleaning in the several districts of the city.....\$ 8,000 00

To be sub-classified as expended between:

19. (a)—Salaries.

(b)—Other.

And extraordinary expenses in detail.

## MUNICIPAL COURTS.

Salaries of twenty-eight judges.....	\$ 169,500 00
Compensation of outside judges.....	10,000 00
Salary of clerk.....	5,000 00
Salary of bailiff.....	5,000 00
Salary of chief deputy clerk.....	2,500 00
Salary of chief deputy bailiff.....	2,500 00
Salaries of ten deputy clerks at \$1,800.....	18,000 00
Salaries of twenty deputy clerks at \$1,500.....	30,000 00
Salaries of twenty deputy clerks at \$1,200.....	24,000 00
Salaries of thirty deputy clerks at \$1,000.....	30,000 00
Salaries of five bailiffs at \$1,800.....	9,000 00
Salaries of five bailiffs at \$1,500.....	7,500 00
Salaries of thirty bailiffs at \$1,200.....	36,000 00
Salaries of seventy bailiffs at \$1,000.....	70,000 00
Jurors' fees.....	25,000 00
Stationery .....	10,000 00
Contingent fund.....	10,000 00

## MUNICIPAL COURTS—Continued.

For preliminary work necessary to setting the courts in motion (this item to be expended under the direction of the City Comptroller).....	10,000 00	
For rent of courts.....	10,000 00	
		\$ 484,000 00
For month of December.....		40,333 33
For preliminary work necessary to setting the courts in motion (this item to be expended under the direction of the City Comptroller).....		20,000 00
<b>20—HOUSE OF CORRECTION.....</b>	<b>\$ 284,235 43</b>	

(Less amount of earnings of the Institution.)

For maintenance of House of Correction and John Worthy School.....	\$ 246,500 00	
Unpaid bills.....	9,143 66	
Repairs and alterations.....	10,000 00	
New work.....	10,000 00	
Machinery supplies.....	5,000 00	
Furnishing new woman's building.....	3,500 00	
Bill of Wm. Kuechen Co.....	91 77	

To be sub-classified as expended between:

**20—House of Correction:**

(a)—Salaries.

(b)—Stationery and printing.

(c)—Light and heat.

**23—FIRE DEPARTMENT .....\$2,788,803 15**

One fire marshal.....	\$ 6,000 00	
One first assistant fire marshal.....	4,500 00	
One second assistant fire marshal.....	4,000 00	
One third assistant fire marshal.....	3,500 00	
One secretary.....	2,400 00	
One chief clerk and bookkeeper.....	2,200 00	
One clerk and storekeeper.....	1,800 00	
One clerk and stenographer.....	1,500 00	
One superintendent of horses (including medicines).....	2,400 00	
Eighteen chiefs of battalion at \$2,750 each.....	49,500 00	
One hundred twenty-four captains at \$1,650 each for 11 months and at \$1,815 for 1 month.....	206,305 00	
One hundred thirty lieutenants at \$1,390 each for 11 months and at \$1,529 for 1 month.....	182,205 84	



## FIRE DEPARTMENT—Continued.

One hundred six engineers at \$1,380 each for 11 months and at \$1,518 for 1 month.....	147,499 00
One hundred assistant engineers at \$1,150 each for 11 months and at \$1,265 for 1 month.....	115,958 33
Twelve stokers at \$1,150 each for 11 months and at \$1,265 for 1 month.....	13,915 00
Six hundred fifty pipemen, truckmen and drivers, 1st class, at \$1,134 each for 11 months and \$1,247 for 1 month.....	743,220 83
One hundred pipemen, truckmen and drivers, 2d class, at \$1,050 each for 11 months and at \$1,155 for 1 month	105,875 00
Fifty pipemen, truckmen and drivers, 3d class, at \$960 each for 11 months and at \$1,056 for 1 month....	48,400 00
Twenty-five pipemen, truckmen and drivers, 4th class, at \$840 each for 11 months and at \$924 for 1 month...	21,175 00
Ten pilots at \$1,300 each for 11 months and at \$1,430 for 1 month.....	13,108 34
Two hostlers at \$900 each for 11 months and at \$990 for 1 month .....	1,815 00
One hundred thirty-nine pipemen, truckmen and drivers at \$840 for 9 months.....	87,570 00

## AA—FIRE ALARM TELEGRAPH.

## Main office:

One superintendent of construction.....\$	2,500 00
Three operators at \$1,700 each.....	5,100 00
Three assistant operators at \$1,400 each...	4,200 00
One assistant operator.....	1,320 00
One repairer.....	1,000 00
One chief of electrical repair shop.....	2,500 00
	<hr/> \$ 16,620 00

## Branch office:

One assistant chief operator.....\$	2,500 00
Three operators at \$1,700 each.....	5,100 00
Three assistant operators at \$1,400 each...	4,200 00
	<hr/> \$ 11,800 00

## REPAIR SHOP.

One superintendent of machinery at \$1,500.....\$ ,	1,500 00
One machinist at \$114 per month.....	1,368 00

## FIRE DEPARTMENT—Continued.

Five machinists at \$4 per diem, 313 days.....	6,260 00	
One assistant engineer at \$75 per month.....	900 00	
Three blacksmiths at \$4 per diem, 313 days.....	3,756 00	
Three blacksmith's helpers at \$3.20 per diem, 313 days..	3,004 80	
One boilermaker at \$4 per diem, 313 days.....	1,252 00	
One helper at \$2.25 per diem, 365 days.....	821 25	
One helper at \$2.25 per diem, 313 days.....	704 25	
One brass finisher at \$4 per diem, 313 days.....	1,252 00	
One moulder at \$3 per diem, 313 days.....	939 00	
One engineer at \$91.25 per month.....	1,095 00	
Three painters at \$4 per diem, 313 days.....	3,756 40	
One steamfitter at \$4.50 per diem, 313 days.....	1,408 50	
One carpenter and caulker at \$4 per diem, 313 days.....	1,252 00	
Two wheelwrights at \$4 per diem, 313 days.....	2,504 00	
One driver at \$1,134 per annum.....	1,134 00	
Three fitters at \$3.50 per diem, 313 days.....	3,286 50	
Two woodworkers at \$4 per diem, 313 days.....	2,504 00	
One plumber at \$4.50 per diem, 313 days.....	1,408 50	
Two harnessmakers at \$3.60 per diem, 313 days.....	2,253 60	
One laborer at \$2.25 per diem, 313 days.....	704 25	
One clerk at \$900 per annum.....	900 00	
One bricklayer at 63 cents per hour, 210 days.....	1,058 40	
One plasterer at 52 cents per hour, 210 days.....	873 60	
Four carpenters at 50 cents per hour, 210 days.....	3,360 00	
Four house painters at 45 cents per hour, 210 days.....	3,024 00	
		\$ 51,904 05
Material .....		20,000 00

## REPAIRS OF BUILDINGS AND FIRE BOATS.

For repairs, alterations, painting and calcimining department buildings and fire boats.....	\$ 50,000 00
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## MISCELLANEOUS SUPPLIES.

Chemicals .....	\$ 5,000 00
Fuel, for engines.....	35,000 00
Fuel, light and heat.....	48,000 00
Furniture and bedding.....	10,000 00
Harness .....	6,000 00
Horses .....	25,000 00
Horse feed, horse shoeing.....	105,000 00
Hose and couplings.....	50,000 00
Oil, lubricating.....	2,000 00

## FIRE DEPARTMENT—Continued.

Stationery and printing.....	5,000 00	
Miscellaneous .....	10,000 00	
	<hr/>	\$ 301,000 00

## RENT.

Quarters Engine Co. No. 32 and Hook and Ladder Co. No. 9.....	\$ 3,480 00	
Taxes for quarters Engine Co. No. 32 and Hook and Ladder Co. No. 9.....	2,800 00	
Quarters Engine Co. No. 10 and Hook and Ladder Co. No. 1.....	1,456 08	
Quarters Hook and Ladder Co. No. 10, 3 months at \$100 per month.....	300 00	
Quarters Engine Co. No. 84.....	780 00	
Quarters Engine Co. No. 71, "fire boat"....	360 00	
Quarters Engine Company No. 53.....	1 00	
Quarters Engine Co. No. 59.....	1 00	
Quarters Volunteer Company, Norwood Park	120 00	
Quarters Volunteer Company, Riverdale....	240 00	
Quarters Volunteer Company, Clarkdale....	60 00	
Lot, Engine Co. No. 82.....	60 00	
	<hr/>	\$ 9,658 08
Contingent fund.....		1,200 00

NEW BUILDINGS, REAL ESTATE, APPARATUS AND EQUIPMENT OF  
COMPANIES.

For equipment of engine and hook and ladder  
companies at 14th street and Michigan  
avenue, in quarters now ready for occu-  
pancy:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Chemical engine.....	1,500 00	
Hose .....	1,200 00	
Seven horses and harness.....	1,800 00	
Furniture and bedding.....	1,200 00	
Fuel, light, horsefeed and shoeing.....	600 00	
Salaries, 26 men, 6 months.....	12,000 00	
	<hr/>	\$ 23,800 00

For equipment of hook and ladder company  
at Nos. 6017-19 State street, in quarters  
now ready for occupancy:

Chemical engine.....	\$ 1,500 00	
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## FIRE DEPARTMENT—Continued.

Hose .....	150 00	
Four horses and harness.....	1,000 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 11 men, 6 months.....	5,200 00	
	<hr/>	\$ 8,750 00

For equipment of engine company at the S.  
W. corner of Diversey and Fairfield ave-  
nues, in quarters now ready for occu-  
pancy:

Steam fire engine and heater.....\$	5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 9 men, 6 months.....	4,800 00	
	<hr/>	\$ 13,100 00

For equipment of hook and ladder company  
at Nos. 817-19 Rosemont avenue, in quar-  
ters now ready for occupancy, to be  
known as Hook and Ladder Co. No. 25,  
said company to be removed from No.  
4874 N. Clark street, Rogers Park:

Truck equipped.....\$	4,500 00	
Three horses and harness.....	700 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 4 additional men, 6 months.....	2,100 00	
	<hr/>	\$ 8,200 00

For equipment of engine company at No. 1243  
W. 13th street, in quarters now ready  
for occupancy:

Steam fire engine and heater.....\$	5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 9 men, 6 months.....	4,800 00	
	<hr/>	\$ 13,100 00

## FIRE DEPARTMENT—Continued.

For equipment of engine company at Laffin  
and Harrison streets, in quarters now  
ready for occupancy:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 12 men, 6 months.....	6,000 00	
	<hr/>	\$ 14,300 00

For equipment of engine company at No. 1635  
W. 69th street, in quarters now ready  
for occupancy:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 9 men, 6 months.....	4,800 00	
	<hr/>	\$ 13,100 00

For equipment of engine company in connec-  
tion with hook and ladder company No.  
23, in new quarters now ready for occu-  
pancy at Nos. 3036-38 Our street, Jeffer-  
son Park:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	600 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 10 additional men, 6 months....	5,200 00	
	<hr/>	\$ 13,600 00

For equipment of engine company in quar-  
ters now occupied by Hook and Ladder  
Company No. 25, at No. 4874 N. Clark  
street, present company to be removed to  
Nos. 817-19 Rosemont avenue:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	

## FIRE DEPARTMENT—Continued.

Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	300 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 8 men 6 months.....	4,400 00	
	<hr/>	\$ 12,500 00

For equipment of engine company at No.  
13359 Superior avenue, Hegewisch, to  
take the place of hose company now lo-  
cated there:

Steam fire engine and heater.....\$	5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	300 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 5 additional men, 6 months.....	3,000 00	
	<hr/>	\$ 11,100 00

For equipment of engine company in quar-  
ters now occupied by hose company  
known as Engine Co. No. 88, at No.  
3600 W. 60th street:

Steam fire engine and heater.....\$	5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	200 00	
Fuel, light, horse feed and shoeing.....	300 00	
Salaries, 3 additional men, 6 months.....	1,700 00	
	<hr/>	\$ 9,600 00

For equipment of hook and ladder company in the vicinity  
of Forty-third Street and Ashland Avenue:

Lot .....	\$ 3,000 00	
Two-story brick house.....	14,000 00	

For equipment of engine company at northwest corner  
West Twenty-fourth and Whipple Streets, on lot  
owned by the city:

Two-story brick house.....	24,000 00	
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For equipment of engine company at Nos. 814-16 West  
Erie Street, on lot owned by the city:

Two-story brick house.....	14,000 00	
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## FIRE DEPARTMENT—Continued.

For extra engine company equipped in quarters of Engine Co. No. 51, Englewood:		
Steam fire engine and heater.....\$	5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	300 00	
Fuel, light, horsefeed and shoeing.....	400 00	
Salaries, 8 men, 6 months.....	4,400 00	
		12,500 00
For engine company equipped at Clarkdale:		
Lot .....	\$ 2,000 00	
Two-story brick house.....		14,000 00
For engine company equipped at Norwood Park:		
Lot .....	2,000 00	
Two-story brick house.....		14,000 00
For two-story brick house at Byron Street and Hermitage Avenue, on lot owned by the city.....		
		14,000 00
For two-story brick house at No. 5220 South Western Avenue, on lot owned by the city.....		
		14,000 00
For two-story brick house at Nos. 1031-33 West Fullerton Avenue, on lot owned by the city.....		
		14,000 00
For two-story brick house at Commercial and Baltimore Avenue, on lot owned by the city, to be occupied by Engine Co. No. 87.....		
		14,000 00
For two-story brick house at Nos. 5600-2 Emerald Avenue, on lot owned by the city, to be occupied by Engine Co. No. 84, now in leased quarters at No. 5623 South Halsted Street.....		
		14,000 00
For two-story brick house at Sixty-ninth Street and Indiana Avenue, on lot owned by the city.....		
		14,000 00
For purchase of lot and building of house in vicinity of Fifty-second and Chicago Avenues:		
Lot .....	2,000 00	
Two-story brick house.....		14,000 00
For two-story brick house at Lexington Street and South Forty-seventh avenue, on lot owned by the city.....		
		14,000 00
For two-story brick house at North Washtenaw and Wabansia avenues, on lot owned by the city.....		
		14,000 00
For additional amount to purchase lot at Ninety-second Street bridge, South Chicago, for quarters for crew of fire boat "Yosemite".....		
		15,000 00

## FIRE DEPARTMENT—Continued.

For new quarters for Hook and Ladder Co. No. 22, at Winnemac and Hermitage Avenues, said company to be removed from Nos. 130-2 West Foster Avenue:	
Two-story brick house.....	14,000 00
For new steel boat to replace fire boat "Fire Queen," said boat being worn out and unfit for efficient service..	100,000 00
For two first-class steam fire engines to take the place of combination engines in service in Engine Cos. Nos. 83 and 86, said combination engines to be installed at Clarkdale and Norwood Park respectively, at \$5,000 each .....	10,000 00
For one extra first-class boiler for Engine No. 21, to replace old one worn out in the service.....	1,200 00
For four second class boilers to replace old ones worn out in the service, at \$700 each.....	2,800 00
For repairs and alterations to three aerial hook and ladder trucks and equipping same with quick raising devices at \$2,500 each.....	7,500 00
For repairs and alterations.....	40,000 00
Removal of house now occupied by Engine Co. No. 58 to new site for fireboat "South Chicago".....	1,200 00
Purchase of one automobile.....	1,000 00
Bills of:	
Jones, Coates & Bailey.....\$	27 72
Kelly, Maus & Co.....	15 46
Chicago Screw Co.....	4 50
	<hr/> \$ 47 68

To be sub-classified as expended between:

- (a)—Salaries, fire marshal, assistants, inspectors, secretaries, clerks, stenographers and superintendent of horses.
- (b)—Salaries, battalion chiefs.
- (c)—Salaries, captain.
- (d)—Salaries, lieutenants.
- (e)—Salaries, engineers and stokers.
- (f)—Salaries, drivers.
- (g)—Salaries, truckmen.
- (h)—Salaries, pipemen.
- (i)—Salaries, pilots.
- (j)—Salaries, watchmen.
- (k)—Repairs and renewals of buildings.
- (l)—Repairs and renewals of engines.
- (m)—Repairs and renewals of trucks and ladders.
- (n)—Repairs and renewals of hose carts.



## FIRE DEPARTMENT—Continued.

- (o)—Repairs and renewals of chemical apparatus.
- (p)—Repairs and renewals of harness.
- (q)—Repairs and renewals of furniture and bedding.
- (r)—Repairs and renewals of hose and couplings.
- (s)—Repairs and renewals, other.
- (t)—Fuel and engines.
- (u)—Lubricants and other engine supplies.
- (v)—Rent.
- (w)—Light and heat.
- (x)—Stationery and printing.
- (y)—Live stock, replacement and keep.
- (z)—Repairs and renewals of fire alarm telegraph.
- (aa)—Salaries, fire alarm telegraph.
- (bb)—Other.

And extraordinary expenses in detail.

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**24—DEPARTMENT OF BUILDINGS.....\$ 86,915 70**

One commissioner.....	\$ 5,000 00
One deputy commissioner .....	3,600 00
One assistant deputy commissioner.....	1,800 00
One secretary.....	1,800 00
One architectural engineer.....	2,400 00
One chief building inspector.....	1,800 00
One chief elevator inspector.....	1,500 00
One examiner of plans.....	1,500 00
One chief permit clerk.....	1,350 00
One chief elevator clerk.....	1,200 00
One record and file clerk.....	1,000 00
One record clerk.....	1,000 00
One permit clerk.....	1,000 00
Two clerks at \$1,000.....	2,000 00
One stenographer and clerk.....	900 00
One messenger.....	600 00
One structural iron inspector (including transportation) ..	1,380 00
One fire escape inspector (including transportation).....	1,380 00
Twenty-nine building inspectors (including transportation) at \$1,380.....	40,020 00
Ten elevator inspectors at \$1,200.....	12,000 00
Stationery, stamps, office furniture, etc.....	2,781 02
Street car transportation.....	800 00

## DEPARTMENT OF BUILDINGS—Continued.

## Bills of:

Department of Supplies.....\$	88 98	
S. D. Childs & Co., \$4.00, \$1.70, \$4.00, \$6.00	15 70	
		104 68

To be sub-classified as expended between:

24. (a)—Salaries.

(b)—Other.

And extraordinary expenses in detail.

**32—HEALTH DEPARTMENT.....\$ 457,645 05**

## OFFICE OF THE COMMISSIONER.

Commissioner .....	\$ 5,000 00	
Assistant commissioner.....	3,600 00	
One secretary .....	3,000 00	
One assistant secretary.....	1,600 00	
One clerk.....	900 00	
Two stenographers and clerks at \$900.....	1,800 00	
One messenger.....	800 00	
One superintendent night scavenger service..	1,000 00	
		\$ 17,700 00

## DIVISION OF CONTAGIOUS DISEASES.

Chief medical inspector.....\$	2,500 00	
One assistant chief medical inspector.....	1,500 00	
One medical inspector for hospitals.....	1,800 00	
Nine medical inspectors at \$900.....	8,100 00	
Ten medical inspectors for three months....	2,250 00	
Two antitoxin administrators at \$1,000....	2,000 00	
One medical inspector for municipal lodging house .....	900 00	
One chief of disinfectors.....	1,800 00	
Fifteen disinfectors at \$1,000.....	15,000 00	
Five disinfectors for three months.....	1,250 00	
Contagious disease night clerk.....	900 00	
		\$ 38,000 00

## BUREAU OF VITAL STATISTICS.

Registrar of vital statistics.....\$	2,500 00	
Assistant to registrar and disinfectors.....	2,000 00	
Recorder of deaths.....	2,000 00	
Assistant recorder of deaths.....	1,000 00	
One clerk, recorder of births.....	1,200 00	
Burial permit clerk.....	1,200 00	
		\$ 9,900 00

## HEALTH DEPARTMENT—Continued.

## ISOLATION HOSPITAL.

Superintendent .....	\$ 1,000 00	
Eight nurses at \$800.....	6,400 00	
Four helpers at \$360.....	1,440 00	
One laborer.....	900 00	
Engineer .....	1,500 00	
Assistant engineer.....	1,200 00	
Two firemen at \$900.....	1,800 00	
One fireman for eight months.....	600 00	
One resident physician for six months.....	900 00	
Three helpers for six months.....	540 00	
One telephone clerk and chemist for six months .....	450 00	
	<hr/>	\$ 16,730 00

## AMBULANCE BARN.

Foreman .....	\$ 1,000 00	
Barnman .....	900 00	
Two drivers at \$900.....	1,800 00	
Engineer fumigating van.....	1,000 00	
	<hr/>	4,700 00

## PUBLIC BATHS.

Ten superintendents at \$1,000.....	\$ 10,000 00	
Ten assistants and firemen at \$900.....	9,000 00	
Fourteen women helpers at \$600.....	8,400 00	
Six women helpers for 8 months.....	2,400 00	
One attendant, 14th St. pumping station....	900 00	
One attendant, 22d St. pumping station....	900 00	
	<hr/>	31,600 00

## ICE, MILK, MEAT AND FOOD INSPECTION.

Four ice inspectors at \$900.....	\$ 3,600 00	
Ten milk inspectors at \$1,000.....	10,000 00	
Two milk testers at \$900.....	1,800 00	
Six dairy inspectors at \$1,000.....	6,000 00	
One disinfecter of dairies.....	1,200 00	
Fifteen meat and food inspectors at \$1,000.	15,000 00	
One chief fish inspector at \$2,000.....	2,000 00	
	<hr/>	\$ 38,600 00

## HEALTH DEPARTMENT—Continued.

## BUREAU OF SANITARY INSPECTION.

Chief sanitary inspector .....	\$ 2,500 00	
Assistant chief sanitary inspector.....	1,800 00	
One inspector of plans .....	1,000 00	
One inspection fee clerk (10 mos. at \$900) ..	750 00	
One clerk record of plans.....	900 00	
One division clerk.....	1,200 00	
Two general clerks (9 months at \$900).....	1,350 00	
One stenographer.....	900 00	
Three rendering plant inspectors at \$1,200	3,600 00	
Seventeen plumbing inspectors at \$1,404...	23,868 00	
Ten male sanitary inspectors at \$1,000.....	10,000 00	
Four female tenement inspectors at \$900....	3,600 00	
		\$ 51,468 00

## BOARD OF PLUMBERS' EXAMINERS.

Two examiners.....	\$ 3,000 00	
One secretary.....	1,500 00	
		\$ 4,500 00

## LABORATORY.

Superintendent and bacteriologist.....	\$ 2,000 00	
First assistant bacteriologist.....	1,200 00	
Second assistant bacteriologist.....	1,000 00	
Chief chemist.....	1,500 00	
Three assistant chemists at \$1,200.....	3,600 00	
Two assistant chemists at \$1,000.....	2,000 00	
Chief clerk.....	1,200 00	
Two clerks at \$900.....	1,800 00	
Stenographer and clerk.....	900 00	
Messenger .....	720 00	
One laborer at \$720.....	720 00	
One chemist's helper.....	900 00	
		\$ 17,540 00

## MISCELLANEOUS FUNDS.

Vaccination, material and service diphtheria, antoxin, and material for disinfection, (fund 25B). Coal, food and other supplies, (fund 25D). Repairs, isolation hospital, (fund 25E). Repairs and re-

## HEALTH DEPARTMENT—Continued.

newals, ambulance service, (fund 25G).	
Live stock, replacement and keep, (fund 25H). Repairs and renewals, public baths, (fund 25J). Other supplies, public baths, (fund 25 K). Drugs and appliances, (fund 25M). Stationery and printing, (fund 25N). Postage, telephone service and other supplies, (fund 25O ). Repairs and renewals, (fund 25P). Supplies for laboratory, (fund 25U). Repairs and renewals, laboratory, (fund 25V).	
	\$ 50,000 00
Rent of laboratory.....	4,500 00
Rent night soil plant.....	1,500 00
Power and steam for laboratory.....	540 00
	<hr/> \$ 56,540 00
Extension of power plant at Isolation	
Hospital .....	\$ 8,000 00
To complete Fifth Ward free public bath....	1,500 00
To complete Fourteenth Ward free public bath	500 00
To complete Seventeenth Ward free public bath .....	2,000 00
Street car and railroad transportation.....	3,000 00
	<hr/> \$ 15,000 00
For public bath in Thirtieth Ward, including lot.....	15,000 00
For public bath in Tenth Ward, including lot.....	15,000 00
For public bath in Ninth Ward, including lot.....	15,000 00
For the construction or purchase of a plant for the disposal of night soil, rent of site and cost of maintenance (this item to be expended only upon the further order of City Council) .....	70,000 00
Twenty drivers at \$60 per month for 6 months.....	7,200 00
Twenty helpers at \$60 per month for 6 months.....	7,200 00
Feed, shoeing and care of horses.....	4,800 00
For equipment, including horses and wagons.....	20,000 00
	<hr/> \$ 109,200 00
Bills of:	
P. Noonan.....	\$ 35 00
Munsell Publishing Co.....	15 00
Peter Smith & Co.....	4 90
Moxley Livery Co.....	22.50
McEwen Building and Mfg. Co.....	55 00

## HEALTH DEPARTMENT—Continued.

Garden City Shade Co.....	5 75	
Dr. John A. Riley.....	28 90	
		\$ 167 05

To be sub-classified as expended between:

25. (a)—Salaries, commissioner's office.  
 (b)—Contagious diseases.  
 (c)—Vital statistics.  
 (d)—Isolation hospital.  
 (e)—Repairs and renewals, Isolation hospital.  
 (f)—Salaries, ambulance.  
 (g)—Repairs and renewals, ambulance.  
 (h)—Live stock, replacement and keep.  
 (i)—Public bath, salaries.  
 (j)—Public baths, repairs and renewals.  
 (k)—Public baths, other.  
 (l)—Ice, milk and meat inspection, salaries.  
 (m)—Drugs and appliances.  
 (n)—Stationery and printing.  
 (o)—Other.

And extraordinary expenses in detail.

**26—CITY PHYSICIAN .....\$ 4,230 00**

City physician .....	\$ 2,750 00
Assistant city physician .....	1,350 00
Postage and stationery .....	55 00
Copyist and stenographer .....	75 00

To be sub-classified as expended between:

26. (a)—Salaries.  
 (b)—Other.

And extraordinary expenses in detail.

**27—DEPARTMENT OF TRACK ELEVATION .....\$ 5,800 00**

Track elevation expert.....	\$ 4,000 00
Secretary and stenographer .....	1,200 00
Miscellaneous .....	600 00

To be sub-classified as expended between:

27. (a)—Salaries.  
 (b)—Other.

And extraordinary expenses in detail.

**28—DEPARTMENT OF INSPECTION.**

- (a)—Salaries.  
 (b)—Other.

And extraordinary expenses in detail.

The following to be sub-classified as expended, as above:

## DEPARTMENT OF INSPECTION—Continued.

DEPARTMENT OF INSPECTION OF STEAM BOILERS  
AND STEAM PLANTS.

\$49,600 00

Chief inspector of steam boilers and steam plants .....	\$ 3,600 00	
Supervising mechanical engineer and chief deputy inspector .....	3,000 00	
Chief smoke inspector .....	2,400 00	
One chief clerk .....	1,500 00	
One assistant chief clerk .....	1,200 00	
One clerk .....	1,000 00	
One clerk .....	1,000 00	
One clerk .....	900 00	
One clerk .....	900 00	
One stenographer and clerk .....	1,000 00	
One deputy boiler inspector .....	1,500 00	
Eight boiler inspectors (\$1,200 each) .....	9,600 00	
Ten boiler helpers at \$75 per month .....	9,000 00	
Six smoke inspectors (\$1,000 each) .....	6,000 00	
Extra salary for boiler inspectors and helpers for Sunday inspections .....	1,000 00	
	<hr/>	\$ 43,600 00
Boarding horses .....	1,680 00	
Wagons and repairs on same .....	450 00	
Harness and repairs on same .....	100 00	
Horse shoeing .....	336 00	
Pumps, repairs on same and repalcing worn out parts .....	100 00	
Hose and clamps .....	30 00	
Steam gauges and repairs on same .....	30 00	
Wrenches, torches and other tools .....	40 00	
Postage .....	1,000 00	
Telephones .....	330 00	
Towel supply .....	12 00	
Stationery and printing .....	1,000 00	
Replacing horses .....	350 00	
Miscellaneous .....	542 00	
	<hr/>	6,000 00

## 29—CITY SEALER'S OFFICE .....

\$ 20,387 30

City sealer .....	\$ 3,000 00	
Chief deputy sealer .....	1,650 00	
One attorney .....	1,200 00	
Three deputy sealers (\$1,100 each) .....	3,300 00	
Six deputy sealers (\$924 each) .....	5,544 00	
Four deputy sealers, 9 mos., at \$70 per mo. .	2,520 00	
	<hr/>	\$ 17,214 00

## CITY SEALER'S OFFICE—Continued.

One horse .....	\$ 175 00
One wagon .....	150 00
One harness, blankets, nets, etc.....	60 00
Five horses' board.....	1,140 00
Five horses' shoeing.....	285 00
Repairs, wagons, harness, weights, scales, etc.	261 00
Stationery, postage and office supplies.....	300 00
Steel stamps and labels.....	25 00
Printing office ordinances .....	50 00
Telephones .....	165 00
Street and railroad fares.....	375 00
Bill for comptroller's fiscal stationery.....	65 80
Bill for employees' street car transportation	21 50
	<hr/> \$ 3,073 30

## BOARD OF EXAMINING ENGINEERS.....\$ 11,645 00

## A—SALARIES—

President and member.....	\$ 2,000 00
Vice-President and member.....	2,000 00
Secretary and member.....	2,000 00
Inspector .....	1,200 00
Inspector .....	1,200 00
Inspector .....	1,200 00
Chief clerk and inspector .....	1,200 00

## B—OTHER EXPENSE—

Engineers' license books, water tender's li- cense books, receipt books, gold. seals, letter heads and envelopes, rubber bands, telephone rental and incidental expenses	845 00
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The expenditures under these items not to exceed the receipts.

## 30—HOSPITALS .....\$ 15,000 00

Chicago City Infants' Hospital .....	\$ 12,000 00
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For supplies and maintenance in the recep-  
tion and care of abandoned and desti-  
tute children, not including salaries.

Home for destitute crippled children.....	3,000 00
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(a)—Repairs and renewals.

(b)—Salaries.

(c)—Drugs and appliances.

(d)—Subsistence.

(e)—Other.

And extraordinary expenses in detail.



# DEPARTMENT OF PUBLIC WORKS.

## COMMISSIONER OF PUBLIC WORKS.

(Ten per cent of office salaries, etc.)

Commissioner .....	\$	600 00	
Deputy commissioner .....		360 00	
Chief accountant .....		225 00	
Voucher clerk .....		120 00	
Bookkeeper .....		150 00	
Time keeper and vault clerk .....		180 00	
Auditing clerk .....		100 00	
Clerk .....		108 00	
Messenger .....		60 00	
Private secretary and stenographer .....		180 00	
Printing annual report, stationery, office expense, etc. ....		450 00	
Extra work for regular employees .....		50 00	
	<hr/>	\$	2,583 00

See appropriation under Water Fund for the balance on account of the above items.

For the settlement of damage claims arising from the removal of Western avenue and Ashland avenue viaducts, in accordance with the report of appraisers, on file in office of Commissioner of Public Works..\$ 62,957 48

Daniel Murphy, for settlement of damage to property at southwest corner of Clybourn and Ashland avenues..... 2,500 00

### Bills of:

Department of supplies, \$6.13, \$6.75, \$199.39 .....	212 27
Max Stern & Co.....	7 00
Fred Kaltenbach .....	29 00
Chicago Telephone Co., \$33.75, \$33.75....	67 50
	<hr/>
	\$ 315 77

## BUREAU OF STREETS.

### OFFICE EXPENSES.

Superintendent of streets (including transportation) .....	\$ 4,700 00
Assistant superintendent of streets (including transportation) .....	2,600

## BUREAU OF STREETS—Continued.

Assistant superintendent of streets, in charge of street and alley cleaning (including transportation) .....	3,840 00
Clerk for street and alley cleaning.....	1,500 00
Clerk and general timekeeper.....	1,350 00
Complaint clerk.....	1,150 00
Index clerk .....	1,080 00
Bill clerk .....	1,100 00
House moving inspector (with transportation).....	1,500 00
Stenographer and clerk.....	1,200 00
Messenger street department .....	600 00
Seven inspectors street openings and obstructions at \$900 each.....	6,300 00
Office expenses, stationery, printing, postage, etc. ....	1,500 00
Thirty-six (36) ward superintendents at \$1,800 each (including transportation) .	64,800 00
Rental of ward yards.....	10,000 00
	<hr/> \$ 103,220 00

## SPECIAL APPROPRIATIONS.

One general corporation inspector in charge at \$2,000 per year and eleven general corporation inspectors, together with six (6) extra inspectors, also sub-corporation inspectors (the expenditures under this item not to exceed the receipts).....	\$ 35,000 00
For restoration of streets, where excavations have been made by plumbers, sewer builders, etc., etc.....	40,000 00
For engineer steam roller .....	900 00
For watchman steam roller .....	730 00
For repairing right of way where obligations are on traction and railroad companies..	10,000 00
For snow dump repairs to be expended as ordered by the Commissioner of Public Works .....	5,000 00
For removal of snow 1st ward.....	25,000 00
For the maintenance and construction of dumps. This item includes the salary of foreman of dumps, at \$1,800 per annum (including transportation).....	50,000 00

## BUREAU OF STREETS—Continued.

For amount due the Citizens' Clean Street Association for cleaning streets in loop district .....	36,000 00
For paving 57th street from the west line of the right of way of the Illinois Central R. R. to the east line of the right of way of Ill. Cent. R. R.....	1,875 00
For repairs of asphalt streets outside of contract reservations .....	50,000 00
For repairs of macadam streets outside of contract reservations, the necessary stone to be purchased from the House of Correction .....	35,000 00
For repairing and ditching Lincoln avenue, from Balmoral to city limits.....	812 50
For repairing and ditching Milwaukee avenue, from C. & N. W. R. R. to Lawrence avenue (27th ward).....	1,625 00
For repairing and ditching Grand avenue, from 51st avenue to city limits (27th ward) .....	650 00
For improving and maintaining Hegewisch road .....	975 00
For ditching in Thirty-third Ward.....	1,500 00
For repairing and ditching Norwood Park avenue, from Milwaukee avenue to the city limits (27th ward).....	650 00
For ditching in Twenty-sixth Ward.....	812 50
For ditching in Thirty-second Ward.....	1,500 00
For repairing and ditching Twenty-ninth Ward .....	1,800 00
For ditching Thirty-first Ward.....	2,000 00
For ditching Fifth Ward.....	1,500 00
For ditching Thirty-fourth Ward.....	800 00
For ditching Thirty-fifth Ward.....	1,500 00
Approaches to bridges at Canal street, Main street and Ashland avenue (West Fork)	28,530 00
Repairs to steam rollers.....	500 00
For cleaning right of way of street car companies, throughout the city, to be reimbursed by the different street railway companies .....	50,000 00

## BUREAU OF STREETS—Continued.

For bill, Wm. A. Sullivan.....	435 00	
For repair of streets under reserve, where contractors refuse or neglect to make re- pairs after due notice. The amount ex- pended to be recovered from contractors or their bondsmen.....	10,000 00	
For repairing west approach to Harrison street viaduct, near Canal street.....	8,455 27	
For the construction of highways and road- ways, connecting with cemeteries and outlying towns.....	100,000 00	
For repairs of subways and streets thereun- der, when railroad companies refuse or neglect to do such work after due no- tice has been served.....	100,000 00	
Repairs to asphalt pavement on West Adams street, from Centre avenue to Western avenue, per estimate of Board of Local Improvements .....	1,050 00	
	<hr/>	\$ 592,620 00
One automobile .....	\$ 3,500 00	
One chauffeur and supplies .....	1,000 00	
	<hr/>	\$ 4,500 00

## BUREAU OF COMPENSATION.

One chief clerk .....	\$ 1,750 00	
One clerk .....	900 00	
One stenographer .....	900 00	
	<hr/>	\$ 3,550 00

Bills of White River Lumber Co..... 4 00

C. A. Esterquist for repairing road scrap-  
ers, etc..... 23 05

R. F. Conway Co.:

\$17.00, \$14.00, \$11.00, \$17.00, \$37.00  
 \$11.00, \$44.00, \$20.00, \$11.00, \$9.00, \$16.00,  
 \$84.47, \$34.00, \$14.00, \$135.00, \$11.00,  
 \$28.00, \$14.00, \$7.00, \$11.00, \$14.00, \$14.00,  
 \$20.00, 14.00, \$22.00, \$26.00, \$13.00,  
 \$33.00, \$216.66, \$94.87, \$14.00, \$39.00,  
 \$26.00, \$46.00, \$11.00, \$22.00, \$29.00,  
 \$14.00, \$27.00, \$11.00, \$20.00, \$23.00,  
 \$26.00, \$8.00, \$11.00, \$13.88, \$14.88, \$38.24,

## BUREAU OF STREETS—Continued.

\$14.00, \$14.00, \$107.00, \$26.00, \$26.00,	
\$21.00, \$13.00, \$17.00, \$11.00, \$11.00,	
\$11.00, \$17.00, \$8.00, \$17.00, \$11.00 \$7.00,	
\$24.00, \$14.12, \$11.00, \$44.00, \$11.00,	
\$14.00, \$26.00, \$32.00, \$23.00, \$17.00,	
\$43.00, \$19.00, \$36.00, 23.00, \$22.00,	
\$17.00, \$9.00, \$8.00, \$10.00, \$5.86, \$11.00,	
\$116.00, \$23.00, \$8.00, \$11.00, \$11.00,	
\$11.00, \$35.00, \$14.00, \$23.00, \$11.00,	
\$17.00, \$14.00, \$11.00, \$81.00, \$7.00, \$10.00,	
\$14.00, \$14.00, \$8.00, \$11.00, \$11.00, \$22.00	2,640 98
John P. Dougherty (Council order Jan. 2, 1906) .....	731 61
Frank W. Solon (Council order Nov. 20, 1905) .....	536 77
House of Correction:	
\$234.50, \$183.50, \$389.50, \$333.50, \$419.50,	
\$236.00, \$381.50, \$47.00, \$60.00, \$46.00,	
\$10.00, \$486.50, \$91.50, \$62.90 .....	2,981 90
Leesley Bros., \$79.00, \$105.00, \$60.00, \$176.00	420 00
Garden City Sand Co. ....	9 20
Standard Oil Co. ....	4 64
Merchants Roofing & Supply Co. ....	1 50
W. J. Newman, asphalt repairs .....	15,728 88
Department of supplies, city collector:	
\$369.39, \$10.48, \$21.95, \$60.39, \$19.10,	
\$5.40 .....	486 71
	\$ 23,569 24
For removal and disposal of garbage, street and alley cleaning, repairing improved and unimproved streets, and sidewalk repairs (salaries of yardmen to be \$65 per month):	
Ward 1 .....	\$ 124,000 00
Ward 2 .....	41,000 00
Ward 3 .....	41,000 00
Ward 4 .....	27,000 00
Ward 5 .....	24,200 00
Ward 6 .....	42,500 00
Ward 7 .....	42,500 00
Ward 8 .....	24,500 00
Ward 9 .....	25,300 00
Ward 10 .....	23,400 00

## BUREAU OF STREETS—Continued.

Ward 11 .....	23,000 00
Ward 12 .....	24,000 00
Ward 13 .....	28,400 00
Ward 14 .....	31,000 00
Ward 15 .....	27,000 00
Ward 16 .....	28,900 00
Ward 17 .....	31,000 00
Ward 18 .....	40,000 00
Ward 19 .....	35,000 00
Ward 20 .....	39,000 00
Ward 21 .....	41,000 00
Ward 22 .....	31,000 00
Ward 23 .....	29,000 00
Ward 24 .....	25,750 00
Ward 25 .....	41,000 00
Ward 26 .....	30,000 00
Ward 27 .....	26,500 00
Ward 28 .....	28,000 00
Ward 29 .....	31,000 00
Ward 30 .....	31,500 00
Ward 31 .....	27,500 00
Ward 32 .....	32,500 00
Ward 33 .....	28,000 00
Ward 34 .....	22,000 00
Ward 35 .....	22,000 00
	<hr/>
	\$1,169,450 00
(Total for Bureau of Streets, \$1,908,889.51.)	

**BUREAU OF SEWERS.**

## OFFICE.

Superintendent (including transportation)..\$	3,600 00
One assistant engineer (street, grades and benches) .....	2,000 00
One rodman.....	1,080 00
One stenographer and clerk.....	900 00
One clerk (payroll and voucher).....	1,350 00
One clerk (complaint) at \$1,350 (See Water Fund for balance).....	1,080 00
One draftsman.....	1,080 00
One chief mechanical engineer.....	1,500 00
Office expenses, stationery, etc.....	750 00
Street car transportation.....	1,700 00
	<hr/> \$

## BUREAU OF SEWERS—Continued.

## HOUSE DRAIN DIVISION.

One chief house drain Inspector.....	\$ 1,400 00
One clerk (location).....	1,200 00
One clerk (permit).....	1,000 00
One draftsman.....	1,080 00
Two junction setters (including transportation .....	3,400 00
Twenty-four housedrain inspectors (\$90 per month) .....	25,920 00
Mason inspection.....	1,840 00
Maps, atlases, etc.....	500 00
	<hr/> \$ . 36,340 00

## SEWAGE PUMPING STATIONS, WOODLAWN PUMPING STATION.

	Six months.
One engineer at \$101.25 per month.....	\$ 607 50
Two assistant engineers at \$91.25 per month .....	1,095 00
Three firemen at \$75 per month each.....	1,350 00
Coal, 1,274 tons.....	3,600 00
Supplies, etc.....	600 00
Repairs and renewals.....	1,700 00
	<hr/> \$ 8,952 50

## SEVENTIETH ST. PUMPING STATION.

	Six Months.
One engineer at \$101.25 per month.....	\$ 607 50
Two assistant engineers at \$91.25 per month .....	1,095 00
One fireman at \$75.00 per month.....	450 00
Coal, 400 tons .....	1,000 00
Supplies, etc. ....	500 00
Repairs and renewals .....	700 00
	<hr/> \$ 4,352 50

## SEVENTY-THIRD ST. PUMPING STATION.

	Six Months.
One engineer at \$101.25 per month.....	\$ 607 50
Two assistant engineers at \$91.25 per month each .....	1,095 00
One fireman at \$75 per month.....	450 00
Coal, 400 tons .....	1,000 00
Supplies, etc. ....	300 00
Repairs and renewals .....	500 00
	<hr/> \$ 3,952 50

## BUREAU OF SEWERS—Continued.

## KENSINGTON PUMPING STATION.

One Engineer at \$101.25 per month.....\$	1,215 00	
Two assistant engineers at \$91.25 per month		
each .....	2,190 00	
One fireman at \$75.00 per month.....	900 00	
Coal, 550 tons .....	1,600 00	
Supplies .....	600 00	
Repairs and renewals .....	1,000 00	
Repairs to building .....	500 00	
	<hr/>	\$ 8,005 00

## PULLMAN PUMPING STATION.

One Engineer at \$101.25 per month.....\$	1,215 00	
Two assistant engineers at \$91.25 per month		
each .....	2,190 00	
Three firemen at \$75 per month each.....	2,700 00	
Coal, 1,200 tons .....	3,000 00	
Supplies, etc. ....	1,000 00	
Repairs and renewals .....	1,800 00	
	<hr/>	\$ 11,905 00

## SIXTY-NINTH ST. PUMPING STATION.

Three engineers at \$1,095.00.....\$	3,285 00	
Coal and supplies .....	800 00	
Repairs and renewals .....	1,000 00	
Power and attendance at plant 64th St. and		
Wentworth ave. electric .....	4,000 00	
	<hr/>	\$ 9,085 00

## ROGERS PARK SEWER SYSTEM.

Operating air compressor and flushing sewers,		
present plan, including supplies and re-		
repairs .....	\$ 4,000 00	

## CORNELL AND ANTHONY AVENUES PUMPING STATION.

(As per Council order dated Oct. 24, 1904.)

To operate and maintain power, attendance,		
supplies and repairs .....	600 00	
	<hr/>	\$ 4,600 00



## BUREAU OF SEWERS—Continued.

## JACKSON PARK AVENUE PUMPING STATION.

	Eight Months.
One chief engineer at \$133.00 per month....\$	1,064 00
Three assistant engineers at \$91.25 per month each .....	2,190 00
Three firemen at \$75.00 per month.....	1,800 00
Three oilers at \$75.00 per month.....	1,800 00
One laborer at \$60.00 per month.....	480 00
Coal, 2,555 tons (7 tons per day).....	6,132 00
Supplies, oils, grease, gas, compound, tools, packing, fittings, fixtures, etc.....	2,000 00
Repairs and renewals, etc.....	2,000 00
Permanent improvements, equipping with radiators .....	1,000 00
Gas pipes and fixtures, installing same.....	500 00
For expense, temporary pumping at 73d street and Jackson Park avenue, in ac- cordance with contract.....	3,775 00
	<hr/> \$ 18,966 00

## CLEANING SEWERS.

Dist. No. 1, old city and part of Austin; Dist.

No. 2, Town of Lake; Dist. No. 3, Hyde

Park; Dist. No. 4, Lake View.....\$ 150,000 00

Repairing sewers, masonry, covers, restora-  
tion of streets ..... 75,000 00 |Building new bench monuments..... 600 00 |Building new catch-basins and manholes.... 5,000 00 |For miscellaneous work by deposit and for  
other departments—account to balance  
from collections ..... 5,000 00 |Dredging slip "A" ..... 3,510 00 |Engineer and rodman assisting (street,  
grades and benches) ..... 2,880 00 |Relaying sewers and drains in May and Car-  
penter streets, between 69th and 70th  
streets (estimate of Superintendent of  
Bureau of Sewers) ..... 3,460 00 |

Bills of:

Peabody, Houghteling & Co..... 345 92 |Clancy-Bishop Lbr. Co. .... 54 74 |J. E. Jones, damage to sidewalk..... 23 00 |

## BUREAU OF SEWERS—Continued.

So. Park Commissioners, \$40.97, \$6.55,	
\$0.50 .....	48 02
Knickerbocker Ice Co., \$2.60, \$2.25.....	4 85
Jno. Davis Co., \$2.24, \$0.50, \$5.50, \$3.25,	
\$34.16, \$0.42, \$2.10, \$3.50.....	51 67
City Collector, \$19.26, \$3.00, \$28.73, \$77.75,	
\$42.19, \$3.21 .....	174 14
	<hr/> \$ 246,152 34

(Total for Bureau of Sewers, \$371,125.84.)

## BUREAU OF ENGINEERING.

## GENERAL OFFICE.

One assistant bookkeeper and clerk.....	\$ 1,200 00
One stenographer.....	1,000 00
One messenger.....	600 00
Stationery, supply and miscellaneous.....	1,250 00
Telephone service.....	554 00
	<hr/> \$ 4,604 00

## BRIDGE CONSTRUCTION.

Including salaries of employes necessary to make designs and supervise construction.

Amount required for bridges contracted for in 1905:

South Western avenue substructure and moving super- structure from 22d street slip to South Western ave.	\$ 22,000 00
East approach to Harrison Street Bridge.....	142 34
	<hr/> \$ 22,142 34

Amount required for new bridges:

North Halsted street (over canal).....	\$ 120,000 00
Erie street.....	100,000 00
Indiana street.....	5,000 00
Chicago avenue, including temporary bridge.....	2,500 00
Fuller street.....	1,000 00
Kinzie street (double deck bascule).....	3,000 00
Belmont avenue.....	1,000 00
Weed street.....	1,000 00
Ninety-second street, including temporary bridge.....	100,000 00
One Hundred and Sixth street.....	1,000 00
Gates and signal lights for movable bridges.....	6,000 00
Lawrence avenue bridge .....	7,500 00
Foster avenue bridge (east).....	14,000 00
Foster avenue bridge (west).....	14,000 00

## BUREAU OF ENGINEERING—Continued.

North Fortieth avenue bridge.....	14,500 00
Temporary viaduct, Thirty-fifth street, over tracks of Pennsylvania and C. & W. I. R. R.....	5,000 00
Lowering of the Washington and La Salle street tunnels..	1,000,000 00
Orleans street .....	1,000 00
California avenue (west fork).....	100,000 00
Ashland avenue (west arm of south fork of south branch)	100,000 00
	<hr/> \$1,591,500 00

## CHICAGO HARBOR.

One harbor engineer .....	\$ 2,100 00
One assistant engineer and leveler.....	1,150 00
One rodman .....	900 00
One harbor master .....	1,350 00
Assistant harbor masters at \$90.00 per month.....	4,320 00
One vessel dispatcher.....	1,200 00
Two assistant vessel dispatchers at \$1,080.....	2,160 00
One telephone operator for 3 months.....	180 00
Three telephone operators.....	2,190 00
	<hr/> \$ 15,550 00
For protection of street ends and public ways along the shore of Lake Michigan and on the Chicago and Calu- met rivers and their branches, forks and slips and Lake Calumet .....	60,000 00
Protection to street end and repairs to Chase avenue at lake .....	1,600 00
Repairs and maintenance of bridges and viaducts, including superintendence, labor, material, etc.....	200,000 00
For repairs to bridges and viaducts to be refunded by railroad companies .....	30,000 00
For repairs of damages to bridges caused by collisions with vessels and otherwise where the cost is charged to the parties responsible for the damages.....	15,000 00
For rent of a piece of ground 26 feet wide at west end of 22nd street bridge until May 17, 1907, as per lease Dodge Lumber Co. ....	2,500 00
For rent of piece of ground 26 feet wide at east end of 22nd street bridge until April 30, 1907, as per lease Geo. Green Lumber Co. ....	3,000 00
For rent of strip of ground for roadway at Archer ave- nue bridge until completion of bridge, as per lease of Emily J. Brown .....	2,500 00
Inspection and engineering to be refunded by corporations (expenditures not to exceed the amount of receipts) ..	25,000 00
	<hr/> \$ 339,600 00

## BUREAU OF ENGINEERING—Continued.

## BRIDGE TENDERS' SALARIES.

Adams street.....	\$ 2,700 00
Archer avenue.....	1,800 00
Ashland avenue, South Fork.....	900 00
Ashland avenue, West Fork.....	3,400 00
Belmont avenue.....	1,800 00
Blackhawk street.....	1,500 00
Canal street.....	3,400 00
Chicago avenue.....	1,600 00
Chittenden .....	600 00
Clark street.....	2,700 00
Clybourn place.....	3,400 00
Diversey street.....	900 00
Division street, east.....	3,400 00
Division street, west.....	3,400 00
Eighteenth street.....	3,400 00
Erie street.....	1,600 00
Fuller street.....	1,200 00
Fullerton avenue .....	2,700 00
Halsted street, north (canal).....	1,500 00
Halsted street, north (river).....	3,400 00
Halsted street, south.....	3,400 00
Harrison street.....	3,400 00
Indiana street.....	1,600 00
Jackson street.....	2,700 00
Kinzie street.....	1,800 00
Lake street.....	2,700 00
Laurel street.....	900 00
Loomis street.....	3,400 00
Madison street.....	2,700 00
Main street.....	3,400 00
Ninety-second street.....	1,500 00
Ninety-fifth street.....	3,400 00
North avenue.....	1,800 00
One hundred and Sixth street.....	900 00
Riverdale .....	480 00
Rush street.....	2,700 00
Randolph street.....	3,400 00
State street.....	3,400 00
Taylor street.....	3,400 00
Twelfth street.....	2,700 00

## BUREAU OF ENGINEERING—Continued.

Twenty-second street.....	2,000 00
Thirty-fifth street.....	1,200 00
Torrence avenue.....	600 00
Van Buren street.....	3,400 00
Washington street.....	2,700 00
Webster avenue.....	1,200 00
Weed street.....	1,800 00
Wells street.....	2,700 00
Western avenue, north.....	3,400 00
Western avenue, south (river).....	1,000 00
Polk street.....	2,000 00
	<hr/> \$ 116,980 00

## Bills of:

Pittsburg testing laboratory .....	\$ 9 71
Chicago Edison Co. ....	100 00
Gas Consumers' Benefit Association.....	4 00
Commonwealth Electric Co. ....	6 51
Keystone Blue Paper Co.....	153 75
Thos. A. Fitzgerald: \$14.40, \$7.20, \$7.20, \$7.20, \$7.20, \$7.20, \$7.20, \$7.20, \$7.20, \$36.75, 14.70, \$7.20, \$29.40, \$14.70, \$14.70, \$29.40, \$14.70, \$14.70, \$14.70.....	262 95
Great Lakes Dredging & Dock Co.....	2,482 76
Claim of Valentine Harms for damages to schooner "Julia B. Merrell" .....	168 51
Edwd. Hines Lumber Co. (contracts).....	4,235 05
Keith Lumber Co. (contract).....	7,874 10
Chicago Union Traction Co., \$500.00, \$500.00.....	1,000 00
Chicago Consolidated Traction Co.....	50 00
	<hr/> \$ 16,347 34

(Total for Bureau of Engineering, \$2,111,723.68.)

## BUREAU OF MAPS AND PLATS.

(Twenty-five per cent of salaries, etc.)

One superintendent at \$2,500.00 per annum.....	\$ 625 00
From January 1 to March 31, one draughtsman at \$1,188.00 per annum .....	74 25
From January 1 to March 31, six draughtsmen at \$980.00 per annum .....	5,880 00
From January 1 to March 31, fifteen draughtsmen at \$900.00 per annum .....	13,500 00
From April 1 to December 31, one legal clerk at \$1,200.00 per annum .....	1,200 00

## BUREAU OF MAPS AND PLATS—Continued.

From April 1 to December 31, three draughtsmen at \$1,200 00 per annum .....	675 00
From April 1 to December 31, six draughtsmen at \$1,080.00 per annum .....	1,215 00
From April 1 to December 1, eight draughtsmen at \$1,000.00 per annum .....	1,500 00
Drawing materials, rebinding atlases, drawing tools, new draughting tables and stools, new counter, etc., for proposed new quarters, telephone, blue-printing, etc..	562 00
	<hr/> \$ 6,125 00

See appropriation under "Water Fund" for balance of  
the above items.

To be sub-classified as expended between:

- (a)—General administration, superintendence and other office expenses.
- (b)—General administration, miscellaneous.
- (d)—Bureau of Maps, salaries.
- (e)—Bureau of Maps, other.
- (f)—City Architect, salaries.
- (g)—City Architect, other.
- (h)—Bureau of Engineering, superintendence and office expenses.
- (i)—Bureau of Engineering, bridges and viaducts, repairs and renewals.
- (j)—Bureau of Engineering, bridges and viaducts, salaries.
- (k)—Bureau of Engineering, bridges and viaducts, fuel.
- (l)—Bureau of Engineering, bridges and viaducts, other.
- (m)—Bureau of Engineering, river and harbor, salaries.
- (n)—Bureau of Engineering, river and harbor, other.
- (o)—Bureau of Engineering, other.
- (p)—Bureau of Streets, superintendence and office expenses.
- (q)—Bureau of Streets, salaries.
- (r)—Bureau of Streets, signs and maps, salaries by wards.
- (s)—Bureau of Streets, signs and maps, other by wards.
- (t)—Bureau of Streets, street cleaning, salaries by wards.
- (u)—Bureau of Streets, street cleaning, other by wards.
- (v)—Bureau of Streets, snow removal, salaries by wards.
- (w)—Bureau of Streets, snow removal, other by wards.
- (x)—Bureau of Streets, garbage collection and disposal, salaries by wards.<sup>3</sup>
- (y)—Bureau of Streets, garbage collection and disposal, other by wards.
- (z)—Bureau of Streets, city dumps.
- (aa)—Bureau of Streets, other.
- (bb)—Bureau of Sewers, administration, salaries.
- (cc)—Bureau of Sewers, administration, other.
- (dd)—Bureau of Sewers, pumping stations, operation.
- (ee)—Bureau of Swers, pumping stations, repairs and renewals.
- (ff)—Bureau of Sewers, repairs of sewers, salaries.
- (gg)—Bureau of Sewers, repairs of sewers, other.
- (hh)—Bureau of Sewers, repairs, catch basins and manholes, salaries.

## BUREAU OF MAPS AND PLATS—Continued.

(ii)—Bureau of Sewers, repairs, catch basins and manholes, other.

(jj)—Bureau of Sewers, bench monuments, salaries.

(kk)—Bureau of Sewers, bench monuments, other.

(ll)—Bureau of Sewers, restoration of streets, salaries.

(mm)—Bureau of Sewers, restoration of streets, other.

(nn)—Bureau of Sewers, house drains, salaries.

(oo)—Bureau of Sewers, house drains, other.

(pp)—Bureau of Sewers, cleaning sewers, salaries.

(qq)—Bureau of Sewers, cleaning sewers, other.

(rr)—Bureau of Sewers, other.

And extraordinary expenses in detail.

**BOARD OF LOCAL IMPROVEMENTS.....\$ 648,428 54**

Four members board of local improvements at \$4,000.00..\$	16,000 00
One superintendent special assessment and member and secretary board local improvements.....	4,000 00
One chief clerk bureau special assessment.....	3,000 00
One chief sewer clerk at \$2,400.00.....	2,400 00
Two paving clerks at \$1,900.00.....	3,800 00
Two paving clerks at \$1,800.00.....	3,600 00
One docket clerk at \$1,800.00.....	1,800 00
One index clerk at \$1,800.00.....	1,800 00
One condemnation clerk at \$1,800.00.....	1,800 00
One chief sidewalk clerk at \$1,800.00.....	1,800 00
One roll clerk .....	1,350 00
Ten clerks at \$1,260.00.....	12,600 00
One chief street engineering clerk.....	1,500 00
Ten clerks at \$1,200.00.....	12,000 00
Eighteen clerks at \$1,080.00.....	19,440 00
One voucher clerk.....	1,260 00
One chief bookkeeper .....	2,400 00
One estimate and division clerk.....	1,500 00
Nine assistant bookkeepers at \$1,200.00.....	10,800 00
One recording secretary and stenographer.....	1,500 00
Six stenographers and clerks at \$900.00.....	5,400 00
Six typewriter operators and clerks or stenographers and clerks at \$900.00 .....	5,400 00
Four messengers at \$840.....	3,360 00
One engineer board of local improvements.....	2,500 00
One chief street engineer .....	2,500 00
Twelve assistant engineers at \$2,000.00.....	24,000 00
Two fourth grade engineers at \$1,320.00.....	2,640 00

## BOARD OF LOCAL IMPROVEMENTS—Continued.

Twelve fourth grade engineers at \$1,200.00.....	14,400 00
Eighteen rodmen at \$1,000.00.....	18,000 00
One telephone operator .....	600 00
One chauffeur .....	1,000 00
Eight general paving inspectors at \$1,500.00.....	12,000 00
One cement tester at \$1,800.00.....	1,800 00
One brick tester at \$1,800.00.....	1,800 00
One chief sidewalk inspector at \$2,000.00.....	2,000 00
One assistant chief sidewalk inspector at \$1,500.00.....	1,500 00
Thirty-nine sidewalk inspectors at \$1,000.00.....	39,000 00
Three hundred months' sub-paving inspection at \$100.00..	30,000 00
Sixty months' cement samplers and shippers at \$100.00..	6,000 00
Two draughtsmen at \$1,080.00.....	2,160 00
Two chief sewer inspectors at \$1,872.00.....	3,744 00
One chief sewer pipe inspector at \$1,416.00.....	1,416 00
One foreman house drain inspection at \$1,176.00.....	1,176 00
Thirty months' house drain inspection at \$90.00.....	2,700 00
Two hundred and sixty months' mason inspection at \$130.00 .....	33,800 00
Forty-eight months' brick inspection at \$90.00.....	4,320 00
Forty months' cement inspection at \$100.00.....	4,000 00

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 \$ 331,566 00

Less amount to be paid from water fund..... 21,022 00

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 \$ 310,544 00

Expenses—Miscellaneous expenses. court  
costs, expert witness' fees, commission-  
ers' fees, printing, postage, railroad and  
street car transportation, automobile and  
supplies, general office expenses, etc., etc. \$7,500 00

Less amount to be paid from water fund.... 15,000 00

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 72,500 00

One per cent county collector for collecting special assess-  
ments, and county collector's advertising costs on  
warrants withdrawn from collection..... 35,000 00

Geo. W. Scott, balance due on contract for inspection of  
machinery to be built and placed in Jackson Park  
avenue pumping station and for defraying traveling  
expenses and charges ..... 375 00

Inspection of machinery for Ninety-fifth street pumping  
station ..... 2,500 00

Inspection building Ninety-fifth street pumping station... 2,000 00



## BOARD OF LOCAL IMPROVEMENTS—Continued.

For the payment for property stricken off to, or purchased by the City in special assessment proceedings at the annual tax sale on account of the default of other bidders .....	75,000 00	
For court costs and all legal and preliminary expenses in the institution and prosecution of condemnation and special assessment proceedings for the widening of Halsted street from the north branch of the Chicago river to the south branch of the Chicago river.....	15,000 00	
Bills of—		
W. E. Casselman.....\$	730 00	
Wm. R. Humphrey.....	300 00	
T. J. Ryan.....	525 00	
F. J. Wisner.....	390 00	
John C. Finn.....	465 00	
F. D. P. Snelling.....	320 00	
Harry Goldstine.....	625 00	
P. M. Walsh.....	455 00	
Henry Magnus.....	290 00	
G. E. Sheldon.....	545 00	
Wm. C. Niehoff.....	245 00	
Bartley Burg.....	215 00	
John Conroy.....	285 00	
Clerk of County Court.....	885 00	
Warrant 25935, sidewalk on South Sangamon street.....	14 32	
Warrant 24166, sidewalk on 39th street.....	5 87	
Warrant 23965, water main on North 54th avenue.....	105 61	
Warrant 32802, sidewalk, Wood street system.....	19 46	
City Collector, transportation.....	102 38	
	<hr/> \$	6,522 64
Warrant 14732, public benefits to meet outstanding voucher.....		8,685 30
(See Council Proceedings, page 2896, April 6, 1904, and page 1949, December, 1904.)		
Warrant 12707, opening Tracey avenue—J. C. Marhoefer..\$	49 41	
To pay any decree, vs. city, and to enable the Comptroller to comply with any decree that may be rendered in case No. 212,901 in the Superior Court of Cook County, entitled Union Trust Co., vs. City of Chicago et al., and embracing public benefits unpaid and trust funds of special assessments under Warrants 15826, 16006, 17352, 17836 and 19587.....	11,108 75	
Warrant 15383, refund of erroneous payment on property not assessed.....	440 00	

## BOARD OF LOCAL IMPROVEMENTS—Continued.

Chas. J. Johnson, Council order.....	25 00
McNichols & Cogan, repairing connections, \$55.25, \$90.50 and \$50.00.....	195 75
Warrant 32510, Geo. E. Dean to correct error in assessment	31 60
Warrant 33008, Mary A. Kelty.....	80 83
Warrant 32584, Simon Ryan.....	21 00
Warrant 18155, James McGlynn.....	127 94
Warrant 19147, to refund amount collected.....	3,659 07
Warrant 30020, Metropolitan Contracting Co.....	645 84
Washington Heights Warrant 31 (Council order of July 10, 1905).....	4,634 52
Warrant 17667, public benefits, paving.....	5,374 16
Warrant 17882, J. A. Lyman.....	293 56

## PUBLIC BENEFITS—FIRST INSTALLMENT AND SUPPLEMENTALS.

Warrant 31166B, paving North Sawyer avenue.....\$	346 80
Warrant 32057A, paving North Morgan street.....	17 70
Warrant 32201A, paving West Madison street.....	359 20
Warrant 33030, paving West Lake street.....	2,500 00
Warrant 33183, paving Fullerton avenue.....	1,276 82
Warrant 33274, paving Canalport avenue.....	1,209 41
Warrant 33307, paving North Clark street.....	684 25
Warrant 33308, paving Evanston avenue.....	1,580 92
Warrant 33340, paving Sherman street.....	289 76
Warrant 33382, paving West North avenue.....	2,512 16
Warrant 33388, paving Webster avenue.....	899 41
Warrant 33408, paving Erie street.....	341 93
Warrant 33410, paving South Halsted street.....	1,409 37
Warrant 33411, paving West Madison street.....	367 63
Warrant 33412, paving Orleans street.....	241 24
Warrant 33482, paving Sheffield avenue.....	409 49
Warrant 33494, paving North Clark street.....	1,441 12
Warrant 33576, paving Wabash avenue.....	2,317 79
Warrant 33416, paving West 22d street.....	1,216 23
Warrant 33513, paving Vincennes Road.....	1,080 00
Warrant 32221B, paving 14th street.....	25 88
Warrant 33032B, paving Milwaukee avenue.....	639 28
Warrant 32922A, paving North Franklin street.....	389 30
Warrant 33684, paving South Halsted street.....	1,215 00
Warrant 32217, paving Archer avenue.....	237 52
Warrant 33897, opening alley, 61st street to 61st place, Halsted and Wallace.....	75 00

## BOARD OF LOCAL IMPROVEMENTS—Continued.

Warrant 31868B, paving Whipple street.....	227 92	
Warrant 22507, sidewalk on 90th place.....	7 18	
Warrant 24867, drains in Dickens street.....	71 02	
Warrant 26057, Widening Gurley street.....	24 95	
		<hr/> \$ 23,414 28

## PUBLIC BENEFITS—SECOND INSTALLMENT.

Warrant 30014, paving Sangamon street .....	200 00	
Warrant 30751, paving North Clark street.....	31 36	
Warrant 31386, paving Larrabee street .....	890 00	
Warrant 31387, paving Sedgwick street.....	42 10	
Warrant 31643, paving Lincoln avenue.....	303 69	
Warrant 32011, paving Austin avenue.....	1,807 04	
Warrant 32217, paving Archer avenue.....	2,048 02	
Warrant 32220, paving North Clark street.....	510 00	
Warrant 32223, paving Milwaukee avenue.....	2,538 88	
Warrant 32225, paving Thirty-first street.....	333 66	
Warrant 32609, paving Orleans street .....	600 00	
Warrant 32708, paving LaSalle street .....	200 00	
Warrant 32714, paving Blackhawk street.....	304 87	
Warrant 32867, paving Green street.....	1,026 68	
Warrant 32910, paving Jefferson street .....	520 00	
Warrant 32922, paving North Franklin street .....	410 00	
Warrant 33025, paving Chicago avenue .....	595 00	
Warrant 33028, paving Garfield avenue .....	385 00	
Warrant 33029, paving Halsted street.....	149 75	
Warrant 33030, paving West Lake street .....	2,500 00	
Warrant 33032, paving Milwaukee avenue.....	1,202 62	
Warrant 33033, paving Ogden avenue.....	206 09	
Warrant 33034, paving Twelfth street .....	330 00	
		<hr/> \$ 17,134 76

## PUBLIC BENEFITS—THIRD INSTALLMENT.

Warrant. Improvement. Street.		
30749 Paving Michigan avenue .....	\$ 200 00	
30751 Paving North Clark street .....	31 36	
30857 Paving North Halsted street .....	390 00	
30858 Paving North Halsted street .....	357 86	
31037 Paving North Clark street .....	501 88	
31043 Paving North Halsted street .....	220 00	
31045 Paving West Lake street .....	344 12	
31049 Paving Sixty-third street .....	630 00	

## BOARD OF LOCAL IMPROVEMENTS—Continued.

31075	Paving Archer avenue .....	3,004 41
31096	Paving Wentworth avenue .....	398 96
31097	Paving Byron street .....	224 00
31136	Paving Kinzie street .....	457 81
31183	Paving South Canal street .....	1,788 00
31387	Paving Sedgwick street .....	42 10
31641	Paving West Lake street .....	2,506 63
31726	Paving West Polk street .....	943 70
31802	Paving West Ohio street .....	544 24
31861	Paving Indiana street .....	2,000 00
31900	Paving Sherman street .....	145 92
32088	Paving Chicago avenue .....	595 56
32201	Paving West Madison street .....	765 93
		<hr/> \$ 16,092 48

## PUBLIC BENEFITS—FOURTH INSTALLMENT.

30387	Paving North Halsted street .....	\$ 591 27
30398	Paving Van Buren street .....	682 25
30399	Paving Van Buren street .....	2,098 60
30400	Paving Western avenue .....	257 12
30402	Paving Kinzie street .....	424 84
30403	Paving One Hundred and Second street system...	199 14
30514	Paving Blue Island avenue .....	2,626 00
30515	Paving Harrison street .....	420 00
30570	Paving Sedgwick street .....	480 00
30600	Paving Larrabee street .....	230 00
30611	Paving Hermitage avenue .....	718 33
30614	Paving Lake avenue .....	36 75
30615	Paving Larrabee street .....	550 00
30626	Paving Harrison street .....	350 00
30627	Paving Jefferson street .....	780 00
30628	Paving Polk street .....	314 40
30629	Paving Kinzie street .....	260 00
30646	Paving Illinois street .....	55 86
30747	Paving Armitage avenue .....	300 00
30751	Paving North Clark street .....	508 84
30751	Paving North Clark street .....	31 36
30758	Paving State street .....	3,060 00
30760	Paving Twenty-second street .....	161 00
30762	Paving Armitage avenue .....	638 23
30852	Paving Clybourn avenue .....	1,037 12
30860	Paving Illinois street .....	184 00

## BOARD OF LOCAL IMPROVEMENTS—Continued.

31044	Paving Laffin street .....	2,346	27
31074	Paving Archer avenue .....	2,948	16
31094	Paving Sixteenth street .....	984	28
31140	Paving West Adams street .....	196	85
<hr/>			
			\$ 23,470 65

Interest on above warrants..... 13,500 00

To be sub-classified as expended between:

(a)—Salaries.

(b)—Stationery and printing.

(c)—Advertising.

(d)—Other.

And extraordinary expenses in detail.

36—DEPARTMENT OF ELECTRICITY.....\$1,805,187 86

Administration and office expenses (salary of the city electrician being \$5,000.00 per year) .....	\$ 14,000 00
Fire alarm and police telegraph, repairs and renewals....	27,450 00
Fire alarm and police telegraph, operation.....	42,000 00
Electrical inspection .....	25,000 00
Electric light system, general expense.....	10,000 00
Electric light system, repairing circuits and conduits....	25,000 00
Electric light system, lamps .....	20,000 00
Electric light system, trimming lights .....	75,000 00
Electric light system, globes .....	5,000 00
Electric light system, carbons .....	22,764 00
Electric light plant, No 6, repairs and renewals, steam plant .....	4,728 00
Electric light plant, No. 6, repairs and renewals, electric plant .....	3,500 00
Electric light plant, No. 6, salaries .....	18,384 00
Electric light plant, No. 6, fuel .....	51,200 00
Electric light plant, No. 6, other operation .....	3,500 00
Electric light plant, No. 8, repairs and renewals, steam plant .....	3,000 00
Electric light plant, No. 8, repairs and renewals, electric plant .....	2,000 00
Electric light plant, No. 8, salaries .....	10,248 00
Electric light plant, No. 8, fuel .....	30,000 00
Electric light plant No. 8, other operation .....	2,500 00
Electric light plant, R. A. Waller, repairs and renewals, steam plant .....	2,500 00

## DEPARTMENT OF ELECTRICITY—Continued.

Electric light plant, R. A. Waller, repairs and renewals, electric plant .....	500 00
Electric plant, R. A. Waller, salaries .....	11,245 00
Electric light plant, R. A. Waller, fuel .....	25,000 00
Electric light plant, R. A. Waller, other operation.....	1,700 00
Electric light plant, Fullerton avenue, repairs and renewals, steam plant .....	1,500 00
Electric light plant, Fullerton avenue, repairs and renewals, electric plant .....	800 00
Electric light plant, Fullerton avenue, salaries.....	15,168 00
Electric light plant, Fullerton avenue, fuel .....	30,000 00
Electric light plant, Fullerton avenue, other operation....	1,600 00
Gas inspector's office (including salaries of four inspectors at \$118.00 per month) .....	9,500 00
Street lamp repair shop, salaries.....	7,200 00
Street lamp repair shop, materials.....	17,000 00
Maintaining gas lamps .....	378,669 00
Rental gasoline lamps.....	167,700 00
Rental electric lamps .....	80,570 00
City hall lighting .....	1,200 00
Automobile licenses, number plates and inspection.....	2,770 00
Street car tickets .....	2,000 00

## EXTRAORDINARY EXPENSE.

Removing poles and wires from streets to be improved....\$	100,000 00
Fire alarm and police extension.....	25,000 00
Extension of municipal lighting system.....	500,000 00
Placing names of streets on corners and street numbers on lamp posts .....	15,000 00
For repairing pavement at Blue Island avenue and Hal- sted street plant .....	200 00

## Bills of:

American Development Company .....	2,109 98
American Development Company .....	2,122 59
American Development Company .....	2,137 72
American Development Company .....	726 69
American Development Company .....	708 45
American Development Company .....	478 88
American Development Company .....	97 66
American Development Company .....	5 96
American Development Company .....	8 95
American Development Company .....	34 74

## DEPARTMENT OF ELECTRICITY—Continued.

American Development Company .....	53 18
American Development Company .....	124 63
National Carbon Company .....	1,624 00
National Carbon Company .....	1,624 00
Commonwealth Electric Co. ....	162 50
C. Lee Cook .....	31 50
Rand, McNally Co. ....	15 25
Rudolph Law .....	484 50
Guarantee Electric Co. ....	31 56
Illinois Malleable Iron Co., \$189.15, \$37.00, \$99.39 .....	325 54
Ft. Wayne Electric Works.....	15 75
Commonwealth Electric Co. ....	16 23
International Telephone Mf. Co.....	11 75
Schaeffer & Bodenberg Mf. Co.....	11 00
John Davis Co.: \$18.80, \$0.85, \$1.00, \$6.35, \$43.40, \$1.00 .....	71 40
John B. Porter .....	57 65
	<hr/> \$ 13,091 96

To be sub-classified as expended between:

- (a)—Administration, salaries and expenses.
- (b)—Police and fire alarm telegraph, repairs and renewals.
- (c)—Police and fire alarm telegraph, operation.
- (d)—Electrical inspection.
- (e)—Electrical lighting system, salaries, superintendence and other expenses.
- (f)—Electric lighting system, repairs and renewals, circuits and conduits.
- (g)—Electric lighting system, repairs and renewals, lamps and posts.
- (h)—Electric lighting system, trimming.
- (i)—Electric lighting system, globes.
- (j)—Electric lighting system, carbons.
- (k)—Lamp repair shop, salaries.
- (l)—Lamp repair shop, materials and supplies.
- (m)—Street lighting, gas.
- (n)—Street lighting, gasoline.
- (o)—Street lighting, electric.
- (p)—Street lighting, other.
- (q)—Plant No. 1, repairs and renewals, steam plant.
- (r)—Plant No. 1, repairs and renewals, electric plant.
- (s)—Plant No. 1, salaries, operation.
- (t)—Plant No. 1, fuel.
- (u)—Plant No. 1, other operation.
- (v)—Plant No. 4, repairs and renewals, steam plant.
- (w)—Plant No. 4, repairs and renewals, electric plant.
- (x)—Plant No. 4, salaries, operation.

## DEPARTMENT OF ELECTRICITY—Continued.

- (y)—Plant No. 4, fuel.
- (z)—Plant No. 4, other operation.
- (aa)—Plant No. 6, repairs and renewals, steam plant.
- (bb)—Plant No. 6, repairs and renewals, electric plant.
- (cc)—Plant No. 6, salaries, operation.
- (dd)—Plant No. 6, fuel.
- (ee)—Plant No. 6, other operation.
- (ff)—Plant No. 8, repairs and renewals, steam plant.
- (gg)—Plant No. 8, repairs and renewals, electric plant.
- (hh)—Plant No. 8, salaries, operation.
- (ii)—Plant No. 8, fuel.
- (jj)—Plant No. 8, other operation.
- (kk)—R. A. Waller plant, repairs and renewals, steam plant.
- (ll)—R. A. Waller plant, repairs and renewals, electric plant.
- (mm)—R. A. Waller plant, salaries, operation.
- (nn)—R. A. Waller plant, fuel.
- (oo)—R. A. Waller plant, other operation.
- (pp)—Crematory.
- (qq)—Other.

And extraordinary expense in detail.

### 37—CITY REAL ESTATE AND BUILDINGS.....\$ 18,500 00

Repairs to rented city buildings.....\$ 100 00

Rent of police courts and other buildings for use of the  
City of Chicago..... 1,400 00

Special assessment and taxes on city property and ex-  
penses in connection with purchase and sale of city  
property ..... 17,000 00

### 37—To be sub-classified as expended between:

- (a)—Repairs and renewals.
- (b)—Rents.
- (c)—Other.

And extraordinary expenses in detail.

### 38 and 39—SPECIAL PARK COMMISSION..... 79,412 08

For salaries of play ground superintendent, secretary of  
commission, ten play ground directors, one assistant  
play ground director, one general laborer, one bath  
house attendant and track man, and ten assistant  
play ground directors for two months each..... 14,620 00

For emergency labor, teaming, temporary assistants and  
general supplies, all play grounds..... 1,500 00



## SPECIAL PARK COMMISSION—Continued.

For supplies, repairs, painting, construction and general improvements at play grounds.....	4,500 00	
For general office expenses, printing reports, telephones..	1,000 00	
For lease of Grand avenue play ground, 8 months at \$15 per month.....	120 00	
For purchase of two lots on Bonfield street, Holden play ground .....	1,600 00	
For construction, equipment and maintenance of play ground on Orleans street, near Schiller street.....	2,500 00	
For lease, construction, equipment and maintenance of play ground in Seventeenth ward.....	2,500 00	
For lease, equipment and maintenance of play ground in Tenth ward .....	2,500 00	
For operation, equipment and maintenance of municipal bathing beaches .....	5,000 00	
		\$ 35,840 00
For general improvement and maintenance of the following parks, squares and triangles: Ellis Park, Douglas Monument Park, Aldine Square, Lakewood Park, Green Bay Park, Oak Park, Washington Square, Kedzie Park, Bickerdyke Square, Congress Park, Irving Park, Jefferson Park, Gross Park, De Kalb Square, Norwood Park, Dauphin Park, Eldred Park, Austin Park, Merrick Park, Holden Park, Schoenhofen Park, Normal Park, Barnard Park, Fernwood Park, 72nd Street Park, Triangle at Lincoln Avenue, North Clark and Wells Streets; Triangle at North Clark Street, Belden Avenue and Sedgwick Street; Triangle at North Clark and Eugenie Streets and La Salle Avenue; Oakland Park; for salary of superintendent of parks and secretary; for surveyor and draughtsman to ascertain boundary lines of all parks and make plats for the same; for lease or purchase of Patterson Park land.....		
	25,000 00	
For laying out and preparing grounds of Rosalie Park, Crescent Park, Kosciusko Park, Powell Park, Adams Park (unimproved) .....	3,000 00	
For improvement of East End Park.....	5,000 00	
For improvement of Blackstone Park.....	750 00	
For maintenance of Patterson Park.....	300 00	
For maintenance of Jefferson Park Annex.....	500 00	
For rental of store rooms for tools, etc.....	1,000 00	

## SPECIAL PARK COMMISSION—Continued.

For improving part of Merrick Park with Athletic Field..	1,500 00	
For building cement walks in and around Bickerdyke Square, Normal Park, Amy Bernard Park, Washington Square, Austin Park, Irving Park, Norwood Park, Fernwood Park .....	6,475 00	
		\$ 43,525 00
Bills Department of Supplies, \$40.53, \$6.55 .....		47 08
To be sub-classified as expended between:		
38—Small parks commission—		
(a)—Salaries.		
(b)—Other.		
And extraordinary expenses in detail.		
39—Playgrounds:		
(a)—Salaries.		
(b)—Other.		
And extraordinary expenses in detail.		
And in accordance with distribution of accounts authorized heretofore by ordinance.		
40—CITY MARKETS .....	\$	3,045 00
Salaries .....	\$	945 00
Cleaning Haymarket square .....		2,100 00
To be sub-classified as expended between:		
40. (a)—Repairs and renewals.		
(b)—Salaries.		
(c)—Other.		
And extraordinary expenses in detail.		
41—COST OF COLLECTION OF TAXES .....	\$	210,000 00
Loss and cost in collecting corporate taxes .....	\$	210,000 00

## MISCELLANEOUS.

For payment of petty injury and damage claims, refunds, clerk hire and stenographer's hire, funeral and other expenses ordered paid by the finance committee .....	9,500 00
Contingent fund, for contingent and other expenses for corporate purposes not otherwise provided for, to be expended under the direction of the Mayor and City Comptroller .....	40,000 00
Mayor's fund for engineering and expert services in street railway matters .....	35,000 00
For payment of judgments .....	312,549 55
For payment interest on judgments .....	25,000 00
For payment of costs .....	10,000 00

**CATTLE POUNDS.**

For wages, maintenance and supplies..... 5,140 00  
 To be classified and expended in accordance with classifica-  
 tion of expense adopted December 23, 1901.

**VARIOUS PENSION FUNDS AND MISCELLANEOUS.****FIREMEN'S PENSION FUND.**

For 1 per cent of all licenses collected by the city during  
 the year, made payable to this fund by an act of the  
 General Assembly, approved May 13, 1887, in force  
 July 1, 1887. Also 25 per cent of the amount re-  
 ceived from 2 per cent insurance tax, made payable  
 to this fund by an act of General Assembly, approved  
 April 24, 1901.....

**POLICE PENSION FUND.**

For amounts provided for in an act of the General Assem-  
 bly, approved and in force May 16, 1903.....

**CHICAGO ERRING WOMEN'S REFUGE FOR REFORM.**

The amount of fines of police courts made payable to  
 this fund by an act of the General Assembly, approved  
 March 31, 1869, being one-half of the fines imposed  
 upon inmates of houses of ill-fame.....

**HOUSE OF GOOD SHEPHERD.**

The amount of fines of police courts made payable to this  
 fund by an act of the General Assembly, approved  
 March 31, 1869, being one-half of the fines imposed  
 upon inmates of houses of ill fame.....

**ILLINOIS HUMANE SOCIETY.**

For all fines collected imposed through the agency of said  
 Humane Society for the prevention of cruelty to  
 animals and children, provided by an act of the  
 General Assembly, approved June 23, 1885, in force  
 July 1, 1885.....

**RECAPITULATION OF APPROPRIATIONS FOR CORPORATE PURPOSES.**

Mayor's office.....	\$ 33,361 94
City Council .....	111,500 00
Committee on local transportation.....	15,999 98
Committee on gas, oil and electric light.....	6,983 88
Charter convention .....	12,000 00
City Clerk.....	59,313 50
Corporation Counsel.....	163,075 77
City Prosecuting Attorney.....	29,582 50
City Attorney's office.....	129,878 10
<b>Department of Finance—</b>	
Comptroller's office .....	\$ 94,933 00
Interest on temporary tax loans.....	265,000 00
Miscellaneous .....	378,452 87
Judgments .....	312,549 55
Interest and cost on judgments.....	35,000 00
Hospitals .....	15,000 00
City real estate and buildings.....	18,500 00
City markets .....	3,045 00
Cattle pounds .....	5,140 00
Cost of collecting taxes.....	210,000 00
Mayor's contingent fund.....	75,000 00
	<hr/> \$1,412,620 42
City Collector's office.....	70,922 41
<b>Department of Public Works—</b>	
Commissioner's office .....	\$ 2,583 00
Bureau of Engineering.....	2,111,723 68
Bureau of Streets.....	1,908,889 51
Bureau of Sewers.....	371,125 84
Bureau of Maps .....	6,125 00
Bureau of Public Buildings.....	92,984 42
Miscellaneous office .....	65,773 25
	<hr/> \$4,559,204 70
Election Commissioners .....	362,470 83
Civil Service Commission .....	48,883 94
Department of Supplies .....	13,956 00
Police Department.....	4,610,187 96
Police Court expense .....	120,300 00
Municipal Courts .....	60,333 33
House of Correction .....	284,235 43
Fire Department.....	2,788,803 15
Building Department .....	86,915 70
Health Department.....	457,645 05

## RECAPITULATION OF APPROPRIATIONS—Continued.

City Physician .....	4,230 00
Track Elevation Department .....	5,800 00
Department for Inspection of Steam Boilers and Steam Plants .....	49,600 00
City Sealer's Office .....	20,287 30
Board of Examining Engineers.....	11,645 00
Board of Local Improvements.....	648,426 54
Department of Electricity .....	1,805,187 96
Special Park Commission .....	79,412 08
Finance Committee Fund .....	9,500 00

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\$ 18,072,263 47

## INTEREST AND SINKING FUND ACCOUNT.

Interest account .....	\$ 835,480 00
For loss in and cost of collecting.....	33,418 40
City of Chicago Bonds (School) due in 1908.....	36,011 00
City of Chicago Bonds (Sewer) due in 1908.....	1,250 00
City of Chicago Bonds (Water Loan) due in 1908.....	49,500 00
City of Chicago Bonds (Water Loan) due in 1909.....	11,260 00
City of Chicago Bonds (School) due in 1910.....	6,750 00
City of Chicago Bonds (Rogers Park) due in 1910.....	350 00
City of Chicago Bonds (Water Loan) due in 1910.....	5,175 00
City of Chicago Bonds (School) due in 1911.....	23,800 00
City of Chicago Bonds (Sewerage) due in 1911.....	18,450 00
City of Chicago Bonds (River Improvement) due in 1911..	12,500 00
City of Chicago Bonds (Water Loan) due in 1911.....	7,975 00
City of Chicago Bonds (Sewerage) due in 1912.....	24,500 00
City of Chicago Bonds (River Improvement) due in 1912..	12,450 00
City of Chicago Bonds (Water Loan) due in 1912.....	41,050 00
City of Chicago Bonds (River Improvement) due in 1913..	25,000 00
City of Chicago Bonds (Municipal) due in 1914.....	3,000 00
City of Chicago Bonds (Sewerage) due in 1914.....	39,125 00
City of Chicago Bonds (River Improvement) due in 1914..	12,175 00
City of Chicago Bonds (Water Loan) due in 1914.....	28,800 00
City of Chicago Bonds (River Improvement) due in 1915..	63,150 00
City of Chicago Bonds (Water Loan) due in 1915.....	74,250 00
City of Chicago Bonds (Tunnel) due in 1916.....	5,000 00
City of Chicago Bonds (Tunnel) due in 1918.....	14,900 00
City of Chicago Bonds (Tunnel) due in 1919.....	4,900 00
City of Chicago Bonds (Municipal) due in 1919.....	38,750 00
City of Chicago Bonds (World's Fair) due in 1921.....	214,650 00

## INTEREST AND SINKING FUND ACCOUNT—Continued.

Judgment Funding, 1908.....	295,000 00
Permanent Improvement, 1908 .....	168,000 00
General Corporation purposes bonds due 1908.....	125,000 00
For Loss and Cost of Collecting.....	56,779
	<hr/>
	\$2,288,368 40

**WATER FUND**  
**1906**

## APPROPRIATIONS FROM WATER FUND.

### DEPARTMENT OF PUBLIC WORKS.

Commissioner's Office.....\$ 23,247 00

(Ninety Per Cent of Salaries, Etc.)

Commissioner .....	5,400
Deputy Commissioner .....	3,240
Chief Accountant .....	2,025
Voucher Clerk .....	1,080
Bookkeeper .....	1,350
Time keeper and Vault Clerk .....	1,620
Auditing Clerk .....	900
Clerk .....	972 00
Messenger .....	540
Private Secretary and Stenographer .....	1,620 00
Printing annual report, stationery, office expense, etc....	4,050 00
Extra work for regular employees.....	450
For balance of these items see appropriation for "Corporate Purposes."	

### BUREAU OF ENGINEERING.

#### CHICAGO HARBOR.

Five Harbor police at \$900.....\$	4,500 00	
Four dredging inspectors .....	3,240 00	
	\$	7,740 00
One city engineer .....	\$ 5,000 00	
One auditor and bookkeeper.....	1,800 00	
One chief clerk.....	2,000 00	
One messenger.....	600 00	
One stenographer and clerk.....	1,000 00	
Office stationery and supplies, street car transportation, etc .....	4,500 00	
Hydrant rentals, etc., Rogers park water works.....	11,000 00	
	\$	25,900 00

### CITY ENGINEER'S MISCELLANEOUS ROLL.

One draftsman ..... 1,200 00



## BUREAU OF ENGINEERING—Continued.

One clerk .....	1,000 00	
One clerk .....	1,000 00	
One chief mechanical designer .....	2,400 00	
	<hr/>	\$ 5,600 ...

## WATER PIPE EXTENSION.

One superintendent .....	3,800 00	
One assistant superintendent .....	2,100 00	
One engineer .....	2,088 00	
One clerk .....	1,620 00	
One clerk .....	1,500 00	
One clerk .....	1,200 00	
One clerk .....	1,188 00	
One clerk .....	1,080 00	
One clerk .....	1,000 00	
One clerk .....	900 00	
One stenographer and stock clerk .....	1,200 00	
One draftsman .....	1,080 00	
One draftsman .....	1,200 00	
One draftsman .....	1,080 00	
One draftsman .....	1,350 00	
Five draftsman at \$1,080 .....	5,400 00	
One plumbing inspector .....	1,500 00	
Office stationery and supplies .....	2,000 00	
Amount needed by Bureau of Engineering for work done for Board of Local Improvements (including one clerk for Board of Local Improvements to handle refund vouchers for the laying of water service pipes), also one clerk in charge of estimates and contracts for street improvement work at \$1,800 .....	11,000 00	
	<hr/>	\$ 42,286 .00

WATER PIPE EXTENSION—REPAIRS, MAINTENANCE  
AND CONSTRUCTION.

Eight foremen at \$125 per month .....	\$ 12,000 00
Assistant foremen at \$112.50 per month .....	30,375 00
Mason foreman at \$6 per day .....	5,616 00
Bricklayers at \$5 per day .....	23,475 00
Bricklayer's helpers at \$2.50 per day .....	782 50
Caulkers at \$3 per day .....	37,000 00
Labor .....	200,000 00

## BUREAU OF ENGINEERING —Continued.

Watchmen .....	5,760 00
Eight timekeepers at \$1,100.00.....	8,800 00
Horse feed and transportation.....	4,104 00
Labor required for construction (including supervision) also, installing service pipes (this includes one foreman for W. P. Ext. at \$1,620 per year), also tappers at the rate of \$100 per month.....	135,000 00
Private work and laying water pipe by special deposits..	60,000 00
Reimbursing street department .....	18,000 00
Miscellaneous material: Repairs, maintenance and con- struction .....	55,000 00
Protection of fire hydrants during cold weather.....	40,000 00
	<hr/> \$ 635,912 50

## CONTRACT MATERIAL REQUIRED FOR WATER PIPE EXTENSION.

Special castings .....	\$ 8,000 00
Lumber .....	12,000 00
Brass castings .....	8,500 00
Hydrant and stop valve castings.....	13,000 00
Hydrant rings and covers.....	7,000 00
Valve basin covers .....	12,000 00
Teaming .....	50,000 00
Cast iron water pipe.....	100,000 00
Lead pipe (all sizes), Buffalo boxes, round-way stopcocks, solder and taps .....	50,000 00

## CITY PIPE YARDS.

One superintendent .....	1,620 00
Foremen \$3.50 per day.....	4,382 00
Watchmen \$60 per month.....	5,760 00
Laborers .....	15,650 00
Carpenter's foreman .....	1,565 00
Carpenters .....	10,016 00
Clerk .....	1,000 00

WATER PIPE EXTENSION—NEW WORK TO BE  
DONE DURING 1906.

Remodelling and repairing pipe and districts yards and building new yards .....	30,000 00
New water valves in downtown district.....	10,000 00
Water pressure gauges .....	2,000 00

## BUREAU OF ENGINEERING—Continued.

Reinforcing small mains in Austin.....	20,000 00
Removing water mains from under track elevation.....	50,000 00
New feeder mains, North, South and West Sides.....	500,000 00
Montrose Boulevard Tunnel, completion.....	2,000 00
Pitometers and installing same.....	5,000 00
	<hr/> \$ 919,493 00

## Bills of—

South Park Commissioners \$3.90, \$1.20, \$4.20, \$21.55, \$7.60, \$1.40, \$3.80, \$0.80, \$12.46, \$36.25, \$5.25, \$26.05, \$12.98, \$24.99, \$0.80, \$0.20, \$38.40.....\$	201 83
Standard Oil Co.....	1 90
Standard Oil Co., \$4.75, \$5.00, \$5.00, \$5.00, \$6.50, \$5.00, \$5.00, \$5.00 .....	41 25
Robert Proger .....	4 90
South Park Commissioners \$181.20, \$62.04.....	243 24
H. Channon Co.....	329 66
Street Department, \$439.76, \$472.69, \$451.46, \$1,073.41, \$262.09, \$503.70.....	3,203 11
Steen & Co.....	24 50
	<hr/> \$ 4,050 39

## CRIBS—REPAIRS, MAINTENANCE AND OPERATION.

Five crib keepers \$90 per month.....\$	5,400 00
Five assistant crib keepers \$75 per month.....	4,500 00
Laborers \$2 per day.....	8,000 00
Mechanical engineers \$3 per day.....	2,400 00
Dynamo engineers \$3 per day.....	500 00
One diver.....	2,400 00
Divers helpers .....	2,800 00
Meals .....	6,000 00
Labor and material for repairs.....	5,000 00
Tug service, nine summer months.....	6,000 00
Tug service, three winter months.....	15,000 00

## WATER WORKS SHOPS AND REPAIR DIVISION.

For water works shops and repairs to constitute a capital fund account to be reimbursed by departments and divisions having work done.....\$	72,000 00
New machinery and alterations.....	15,000 00

## BUREAU OF ENGINEERING—Continued.

## PUMPING STATION.

## OPERATION, REPAIRS AND MAINTENANCE.

Eight chief engineer at \$2,500 .....	\$ 20,000 00
Twenty-eight mechanical engineers, \$1,620 .....	45,360 00
Two mechanical engineers, \$1,320 .....	2,640 00
Five mechanical engineers, \$1,200 .....	6,000 00
One mechanical and electrical engineer .....	1,200 00
One hoisting engineer .....	1,200 00
Eight boiler washers, \$90 per month .....	8,640 00
Four boiler washers, \$75 per month .....	3,600 00
Ninety-four oilers, \$75 per month .....	84,600 00
Twenty-four head firemen, \$78 month .....	22,464 00
Seventy-two firemen, \$75 month .....	64,800 00
Fifty coal passers at \$70 per month .....	42,000 00
Twenty-two laborers at \$65 per month .....	17,160 00
Eight janitors, \$65 month .....	6,240 00
Two clerks, \$83.33 month .....	2,000 00
Machinists, \$4 day .....	14,600 00
Machinists' helpers, \$2.65 day .....	2,909 00
Five well tenders at \$65 per month .....	3,900 00

## LABOR MATERIAL, SUPPLIES, ETC.

For repairs, maintenance and operation .....	180,000 00
Coal for all stations .....	350,000 00
Smoke preventive devices .....	10,000 00
Fourteenth street pumping station, new boiler roof .....	1,000 00

## EXISTING CONTRACTS.

Chicago avenue Pumping Station: New pumping engines, foundations, remodelling of tunnels (including engineering and inspection) .....	64,379 00
Lake view crib, new superstructure (including Engineering and inspection) .....	1,508 00
Central Park avenue Pump Station, Springfield avenue pump station; new engines and foundations (including engineering and inspection) .....	9,013 00
<hr/>	
	\$ 965,213 00
Sixty-eighth street Pumping Station, new engines and foundations (including engineering and inspection) .....	\$ 8,673 00
Sixty-eighth street Pumping Station, Addition to building, (including engineering and inspection) .....	500 00

## BUREAU OF ENGINEERING—Continued.

Fourteenth Street Pumping Station. New boiler plant...	\$	10,000	00
Sixty-eighth street Pumping Station. New boiler plant, (including engineering and inspection) as per order of City Council Nov. 21, 1904. Page 1533.....		65,000	00
Lake View Pumping Station. New boiler plant, (includ- ing engineering and inspection) as per order of Council, July 14th, 1904. Page 1020.....		8,195	00
New Southwest Land and Lake Tunnel with Pumping Station. Engines and appurtenances (including en- gineering and inspection).			
Section No. 1, Estimated cost .....		300,000	00
Section No. 2, \$2,500,000 .....		200,000	00
Section No. 3, to be expended in 1906.....		100,000	00
Pumping Station, engines, etc.....		150,000	00
Harrison street Pumping Station, new boiler plant, (in- cluding engineering and inspection).....		30,000	00
Central Park avenue Pumping Station. Wet well floor...		4,000	00
One chief engineer in charge of all pumping stations.....		3,000	00
New Tunnel Peck Ct. Shaft to Harrison street Pump- ing Station, including engineering and inspection...		170,000	00
For removal of Drake fountain.....		3,040	00
For settlement of claims for damages on account of burst- ing of water main on Eighteenth street, in accordance with report of Commissioners on file in office of the Commissioner of Public Works, including fees of the commissioners .....		51,035	92
Washington Heights Pumping Station. New pumps and two new boilers .....		25,000	00
			<hr/> \$1,128,443 92

## NEW WORK TO BE DONE IN 1906.

Extension two mile tunnels to C. Harrison crib, including engineering and inspection.....	50,000	00
New Tunnel Chicago avenue to Harrison street, including engineering and inspection.....	200,000	00
Chicago avenue Pump Station. New floors, galleries, etc., (including engineering and inspection).....	30,000	00
Sixty-eight street Pumping Station. Coal handling ma- chinery and remodelling boiler room, (including en- gineer and inspection) .....	35,000	00
Twenty-Second Street Pumping Station. New pumping en-		

## BUREAU OF ENGINEERING—Continued.

gines foundations and boilers, including engineering and inspect. Estimated cost, \$150,000.....	25,000 00
Lake View Pumping Station. New pumping engines (including engineering and inspection). Estimated cost, \$60,000 .....	20,000 00
Central Park Avenue Pumping Station. Springfield Avenue Pumping Station, additional boilers and appurtenances (including engineering and inspection).....	50,000 00
Harrison Street Pumping Station, 14th Street Pumping Station, replacing cracked castings.....	10,000 00
Venturi meters .....	20,000 00
For new pumping station and tunnel to supply new district immediately south of stockyards. To be expended in 1906 for grounds, plans and specifications..	25,000 00
	<hr/> \$ 465,000 00

## TESTING DIVISION.

One chief tester in charge.....	\$ 3,000 00
Two assistants at \$1,500.....	3,000 00
	<hr/> \$ 6,000 00

## Bills of

Department of supplies, \$45.63, \$1.20, \$1.64, 74c, 54c, 58c, \$8.49, \$21.56, 26c, \$11.22, \$2.33.....	\$ 94 19
Standard Oil Co.....	6 80
Knickerbocker Ice Co., \$11.20, \$10.15, \$5.40, \$7.88, \$16.80 .....	51 43
Federal Co., \$3.72, \$7.00, \$32.00.....	42 72
Gas Consumer's Benefit Association.....	15 00
Jno. E. Burns Lumber Co.....	17 40
Illinois Central R. R. Co.....	24 75
Knickerbocker Ice Co., \$16.28, \$10.85.....	27 13
Construction News Co.....	5 70
Bullard & Gormley Co.....	38 76
Department of supplies, 65c, \$4.30, \$1.24, \$4.28, .07c, \$131.50, \$3.39, \$54.20, \$4.12, \$4.29.....	208 04
Carl Anderson Co.....	90 25
France Packing Co.....	217 50
Western Union Telegraph Co.....	5 00
Rogers Park Water Co.....	86 13
France Packing Co.....	75 00

## BUREAU OF SEWERS.

(OFFICE, 20 PER CENT OF SALARIES.)

One clerk (complaint).....\$ 270 00  
 For balance of this item see appropriation for "Corporate Purposes."

## INTERCEPTING SEWERS.

Section "C" conduit in 39th street.....\$ 1,000 00  
 Section "D" conduit in Lawrence avenue (main)..... 202,620 00  
 Section "Q" Lot 56 to river..... 68,370 00  
 Restoration of Lawrence avenue..... 2,000 00  
 Section "N" Intake Lake Michigan..... 81,510 00  
 Section "G" sewer 39th street to 56th street..... 1,000 00  
 Section "H" sewer 56th street to 73d street, sewer 63d  
 street to I. C. R. R..... 20,114 00  
 Section "I" sewer 39th street to 35th street..... 5,300 00  
 Section "O" wells and building, 39th street..... 32,000 00  
 Section "P" wells and building, Lawrence avenue..... 109,000 00  
 Section "T" pumping machinery Lawrence avenue..... 35,000 00  
 Section "V" Lawrence avenue sewer extensions and change  
 at station ..... 45,000 00  
 Reversals, sewers, South Shore..... 25,000 00  
 Maintenance intercepting sewers ..... 10,000 00  
 For repairing Fullerton avenue crib..... 10,000 00  
 For restoration of Jackson Park avenue from 64th to 73d  
 street ..... 25,000 00

## FULLERTON AVENUE PUMPING STATION. (OPERATION AND MAINTENANCE).

One chief engineer, \$125 per month..... 1,500 00  
 Three assistant engineers, \$91.25 per month..... 3,285 00  
 Three oilers, \$75 per month..... 2,700 00  
 Three firemen, \$75 per month..... 2,700 00  
 One laborer, \$60 per month..... 720 00  
 Repairs and supplies ..... 4,000 00  
 To build coal shed..... 1,500 00  
 Coal ..... 9,033 75  
 For operating Thirty-ninth Street Pumping Station six  
 months ..... 12,000 00  
 Office expenses intercepting sewers..... 12,000 00  
 Bills of:  
 Commonwealth Electric Co., \$150, \$45.31.....\$ 195 31  
 Robt. W. Hunt Co., \$210.88, \$357.50, \$440.00, \$350.00  
 \$325.00 ..... 1,683 38  
 E. C. and R. M. Shankland..... 200 00

## BUREAU OF SEWERS—Continued.

W. L. Robinson Coal Co.....	15 40
Weaver Coal Co., \$268.13, \$272.01.....	540 14
Bickett Coal and Coke Co.....	365 62
A Robertson .....	30 00
Peabody Coal Co.....	15 00
J. K. Pedersen .....	15 00

## DEPARTMENT OF FINANCE.

## Comptroller's Office.

Amount of salaries to be paid from water fund.....\$ 9,500 00

Paymaster's Bureau .....\$ 3,030 00

(Thirty Per Cent of Salaries, Etc.)

One first assistant paymaster.....	720 00
Three assistant paymasters at \$480.....	1,440 00
One clerk .....	300 00
One clerk .....	270 00
One clerk .....	270 00
Maintaining pay wagon, including meals en route, horse-shoeing and repairs.....	30 00

## DEPARTMENT OF SUPPLIES.

13—Department of Supplies.....\$ 24,304 00

(Forty Per Cent of Salaries and Expenses.)

Business agent .....	\$ 1,600 00
Invoice clerk and bookkeeper.....	720 00
Stationer .....	520 00
Stenographer and assistant stock keeper.....	600 00
Stock keeper .....	600 00
Salesman of old material.....	400 00
Register clerk .....	400 00
Storehouse clerk .....	480 00
Stenographer and clerk.....	400 00
Stenographer and clerk.....	360 00
Messenger .....	312 00
Deliveryman .....	312 00
Labor .....	600 00
Office expense, including stationery, supplies, telephones, rent of warehouse, warehouse equipment and expense .....	2,000 00
Stock .....	15,000 00
Five thousand dollars of the stock appropriations to be set aside for cash purchases, stamps, railroad tickets,	



## DEPARTMENT OF SUPPLIES—Continued.

freight and express charges, etc. Balance of appropriation to be refunded by departments in payment of stock by Department of Supplies.

For balance of these items see appropriation for "Corporate Purposes."

To be sub-classified as expended between:

13. (a)—Salaries.

(b)—Other.

And extraordinary expenses in detail.

## CITY ATTORNEY'S OFFICE.

For salaries and expenses chargeable to water fund..... \$ 50,000 00

## CORPORATION COUNSEL.

For amount of salaries, Board of Local Improvements, Law Department .....	\$ 1,350 00	
For salaries and expenses chargeable to the water fund..	12,000 00	
One attorney for water department .....	2,000 00	
Stenographer and law clerk to the attorney for the Water Department .....	900 00	
		\$ 16,250 00

## BUREAU OF WATER.

## COLLECTION DIVISION.

One superintendent .....	\$ 4,000 00	
One chief clerk .....	2,400 00	
One chief accountant .....	1,700 00	
One cashier .....	2,500 00	
One assistant cashier .....	2,000 00	
One registrar .....	1,500 00	
One record and voucher clerk (stenographer) .....	1,100 00	
One stenographer and clerk .....	900 00	
Six division clerks at \$1,200 year .....	7,200 00	
One chief night clerk .....	1,200 00	
One record and vault clerk .....	1,000 00	
Thirty-eight clerks at \$1,080 per year .....	41,040 00	
One messenger and clerk .....	780 00	
One watchman .....	900 00	
One office boy (addressograph operator) .....	600 00	
For overtime and extra clerk hire .....	15,000 00	
		\$ 83,820 00

## ASSESSORS DIVISION.

One assessor .....	\$ 3,500 00
One assistant assessor .....	1,280 00

## BUREAU OF WATER—Continued.

Three assistant assessors at \$1,080 a year.....	3,240 00	
One clerk .....	1,200 00	
Two notaries public and custodians of records at \$1,080 a year .....	2,160 00	
One clerk not to be put on until submitted to Finance Committee .....	900 00	
	<hr/>	\$ 12,260 00

## METER MECHANICAL DIVISION.

One foreman .....	\$ 1,500 00	
One clerk at shops .....	1,080 00	
Two clerks at \$1,080 year.....	2,160 00	
Meter setters \$3.50 per day.....	16,902 00	
Laborers, \$2.25 per day .....	9,155 25	
Nine expressmen, \$3.50 per day.....	9,155 25	
Plumbers, \$4.50 per day .....	8,451 00	
	<hr/>	\$ 48,403 50

## INSPECTION DIVISION.

One chief inspector .....	1,800 00	
One chief ratetaker .....	1,200 00	
One clerk .....	1,080 00	
Forty-eight inspectors and ratetakers, \$1,000.....	48,000 00	
Teaming, \$3.50 day .....	13,224 25	
	<hr/>	\$ 65,304 25

## METER RATE DIVISION.

One chief clerk .....	2,000 00	
One assistant chief clerk .....	1,199 00	
One voucher clerk.....	1,199 00	
Twelve clerks, \$1,080 a year.....	12,960 00	
One expert meter tester .....	1,080 00	
One mail clerk .....	900	
	<hr/>	\$ 19,338 00

## SHUT-OFF DIVISION.

One superintendent .....	2,000 00	
Thirty leak, waste and shut-off men, \$780 year.....	23,400 00	
Two shut-off men (meter), \$780 year.....	1,560 00	
Teaming, \$3.50 day .....	8,138 00	
One collector .....	1,080 00	
	<hr/>	\$ 36,178 00

## BUREAU OF WATER—Continued.

## MISCELLANEOUS EXPENSES..

For postage .....	10,000 00
For printing, stationery, binding vouchers, and sundry expenses .....	12,500 00
For rent of space occupied by Bureau of Water in the City Hall, said sum to be in payment of the rental for the year .....	15,000 00
For meter merchandise .....	50,000 00
For purchasing of meters and installation.....	200,000 00
For reimbursing Bureau of Engineering for work done....	5,000 00
For reimbursing Bureau of streets for repairs of streets...	2,500 00
For refunds on erroneous assessments, etc.....	15,000 00
Street car and railroad transportation.....	3,000 00
Bill, Garden City Shade Company, \$5.....	5 00
Bills, Western Electric Company, \$3.80.....	3 80
	<hr/> \$ 313,008 80

## BUREAU OF MAPS.

(Seventy-five Per Cent of Salaries, Etc.)

One superintendent at \$2,500 per annum.....	1,875 00
From Jan. 1 to March 31, one draughtsman at \$1,188 per annum .....	222 75
From Jan. 1 to March 31, six draughtsmen at \$1,080 per annum .....	1,215 00
From Jan. 1 to March 31, fifteen draughtsmen at \$900 per annum .....	2,531 25
From April 1 to Dec. 31, three draughtsmen at \$1,200 per annum .....	2,025 00
From April 1 to Dec. 31, one legal description clerk at \$1,200 per annum .....	675
From April 1 to Dec. 31, six draughtsmen at \$1,080 per annum .....	3,645 00
From April 1 to Dec. 31, eight draughtsmen at \$1,000 per annum .....	4,500 00
Drawing materials, rebinding atlases, drawing tools, new draughting tables and stools, new counter, etc., for proposed new quarters, telephone, blue printing, etc..	1,686 00
	<hr/> \$ 18,375 00
For balance appropriated for above items see appropriations under "Corporate Purposes."	

**MISCELLANEOUS ITEMS.****DEPARTMENT OF FINANCE.**

For payment of judgments .....	\$ 140,237 44
For payment of interest on judgments.....	15,000 00
For payment of costs on judgments.....	500 00
For payment of maturing water pipe extension certificates and the redemption of such other water certificates as shall be ordered paid by the City Council...	200,000 00
Interest on water pipe extension certificates.....	25,000 00
Interest on Water Loan bonds.....	141,157 50
Street car, surface and railroad transportation.....	500 00
	<hr/> \$ 522,394 94

**BOARD OF LOCAL IMPROVEMENTS .....**\$ 51,418 74 .

**PUBLIC BENEFITS PAYABLE FROM WATER FUND.**

32,261, water mains West Irving Park boulevard system..	2,704 86
32,486, water mains West Division street.....	1,266 93
32,860, water mains North Western avenue.....	118 06
33,297, water mains West Addison avenue.....	45 81
33,300, water mains Lowell avenue .....	205 08
33,420, water mains South Robey street .....	94 93
33,423, water mains Odgen avenue .....	113 92
33,431, water mains Charles street .....	427 22
33,433, water mains West Irving Park Boulevard.....	38 18
33,434, water mains North Lincoln street .....	436 60
33,435, water mains Glenlake avenue .....	343 62
32,295, water mains Harvard street .....	94 92
32,301, water mains West Sixty-sixth street.....	216 88
32,303, water mains South Wood street .....	116 84
33,438, water mains North Fifty-first avenue .....	1,373 70
33,440, water mains South Fifty-second avenue.....	812 00
33,652, water mains Hirsch street.....	438 00
33,654, water mains Franklin Boulevard.....	445 00
33,656, water mains Harrison street .....	2,279 30
33,725, water mains West 97th street .....	198 00
32,254, water mains West Roscoe street .....	70 93
Interest on above warrants .....	700 00
33,099, water mains 38th street .....	5 68
	<hr/> \$ 12,546 46
Amount of salaries payable from Water Fund.....	21,022 00

## BOARD OF LOCAL IMPROVEMENTS—Continued.

Amount of miscellaneous expenses, court costs, etc., payable from Water Fund .....	15,000 00
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Amount of discount allowed City and County Collectors for collecting special assessments, etc.....	2,852 28
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To be sub-classified as expended between:

- (a)—Superintendence, salaries and expenses.
- (b)—Collection division, salaries and expenses.
- (c)—Assessor's division, salaries and expenses.
- (d)—Meter divisions, salaries and expenses.
- (e)—Shut-off division, salaries and expenses.
- (f)—Inspector's division, salaries and expenses.
- (g)—Permit division, salaries and expenses.
- (h)—Meter mechanical division, salaries and expenses.
- (i)—Materials and supplies.
- (j)—Stationery and printing.
- (k)—Rents.
- (l)—Two-mile crib, repairs and renewals.
- (m)—Two-mile crib, operation.
- (n)—Four-mile crib, repairs and renewals.
- (o)—Four-mile crib, operation.
- (p)—Lake View crib, repairs and renewals.
- (q)—Lake View crib, operation.
- (r)—Hyde Park crib, repairs and renewals.
- (s)—Hyde Park crib, operation.
- (t)—Carter H. Harrison crib, repairs and renewals.
- (u)—Carter H. Harrison crib, operation.
- (v)—Tug service, repairs and renewals.
- (w)—Tug service, operation.
- (x)—Pumping Station, Chicago avenue, repairs and renewals.
- (y)—Pumping Station, Chicago avenue, operation.
- (z)—Pumping Station, 14th street, repairs and renewals.
- (aa)—Pumping Station, 14th street operation.
- (bb)—Pumping Station, Harrison street, repairs and renewals.
- (cc)—Pumping Station, Harrison street, operation.
- (dd)—Pumping Station, Lake View avenue, repairs and renewals.
- (ee)—Pumping Station, Lake View avenue, operation.
- (ff)—Pumping Station, 22d street, repairs and renewals.
- (gg)—Pumping Station, 22d street, operation.
- (hh)—Pumping Station, 68th street, repairs and renewals.
- (ii)—Pumping Station, 68th street, operation.
- (jj)—Pumping Station, Central Park avenue, repairs and renewals.
- (kk)—Pumping Station, Central Park avenue, operation.

## BOARD OF LOCAL IMPROVEMENTS—Continued.

- (ll)—Pumping Station, Springfield avenue. repairs and renewals.
- (mm)—Pumping Station, Springfield avenue, operation.
- (nn)—Pumping Station, Norwood Park, repairs and renewals.
- (oo)—Pumping Station, Norwood Park, operation.
- (pp)—Pumping Station, Washington Heights, repairs and renewals.
- (qq)—Pumping Station, Washington Heights, operation.
- (rr)—Repairs and renewals of tunnels.
- (ss)—Repairs and renewals of other buildings.
- (tt)—Repairs and renewals of pipes and hydrants.
- (uu)—Repairs and renewals of meters.
- (vv)—New meters and setting.
- (ww)—Tapping mains.
- (xx)—Restoration of streets and sidewalks.
- (yy)—Damage to property.
- (zz)—Miscellaneous.
- (aaa)—Extraordinary expense in detail.

## BOARD OF EDUCATION.

## SCHOOL TAX FUND.

## FOR BUILDING PURPOSES.

New buildings, sites and permanent improvements.....	2,600,000 00
For educational purposes .....	10,325,000 00

## TO PAY BONDED INDEBTEDNESS AND INTEREST ON BONDS.

Bonds .....	\$ 57,000 00	
Interest coupons.....	8,687 50	
Estimated loss and cost of collecting.....	2,812 50	
	<hr/>	\$ 68,500 00
For special assessments on school property.....		40,000 00
		<hr/>
		\$13,033,500 00

To be sub-classified as expended between:

- (a)—Repairs and renewals of buildings.
- (b)—Repairs and renewals of furniture and fixtures.
- (c)—Repairs and renewals of heating and ventilating apparatus.
- (d)—Salaries—Official and business management.
- (e)—Salaries—Principals.
- (f)—Salaries—Teachers.
- (g)—Salaries—Supervisors.
- (h)—Salaries—Engineers and Janitors.
- (i)—Text books.
- (j)—Other school supplies.

## BOARD OF EDUCATION—Continued.

- (k)—School libraries.
- (l)—Rents of sites and buildings.
- (m)—School house supplies.
- (n)—Legal expenses.
- (o)—Stationery and printing.
- (p)—Light and heat.
- (q)—Filter rental.
- (r)—School census.
- (s)—Miscellaneous.
- (t)—Loss and costs in collection of taxes.

Note—All extraordinary expenses in detail.

**THE CHICAGO PUBLIC LIBRARY ..... \$ 425,000 00**

Salaries—Main library .....	\$ 144,223 00
Salaries—Branch reading rooms.....	14,585 00
Salaries—Delivery stations .....	24,900 00
Delivery stations, miscellaneous.....	15,230 00
Branch reading rooms, miscellaneous.....	14,530 00
Books .....	36,445 00
Binding .....	22,220 00
Finding lists .....	4,233 00
Printing and stationery .....	6,667 00
Newspapers and periodicals .....	9,778 00
Miscellaneous .....	5,778 00
Fuel .....	16,445 00
Heating and generating plant.....	3,210 00
Electric supplies and repairs.....	778 00
Elevator supplies and repairs.....	935 00
Janitors' expenses .....	1,745 00
Furniture and fixtures .....	12,333 00
Insurance .....	2,050 00
Freight and expressage.....	700 00
Postage .....	1,135 00
Books lost and paid for—Refunds.....	300 00
Repairs, alterations and improvements.....	18,780 00
Interest on tax warrants.....	6,000 00
Cost of extension and collection of taxes.....	46,000 00
Blackstone branch library .....	16,000 00

To be sub-classified as expended between:

- (a)—Repairs and renewals of buildings.
- (b)—Repairs and renewals of furniture and fixtures.

## THE CHICAGO PUBLIC LIBRARY—Continued.

- (c)—Salaries (except delivery stations and branch reading rooms.
  - (d)—Delivery stations, salaries.
  - (e)—Delivery stations, other.
  - (f)—Branch reading rooms, salaries.
  - (g)—Branch reading rooms, other.
  - (h)—Books.
  - (i)—Newspapers and periodicals.
  - (j)—Binding.
  - (k)—Stationery and printing.
  - (l)—Light and heat.
  - (m)—Insurance.
  - (n)—Interest.
  - (o)—Refunds.
  - (p)—Miscellaneous.
  - (q)—Loss and cost in collection of taxes.
- Note: Extraordinary expenses in detail.

## RECAPITULATION OF APPROPRIATIONS FROM WATER FUND. . . .

Commissioner of public works office.....	\$ 23,247 00
Department of finance office.....	12,530 00
Department of supplies .....	24,304 00
Bureau of engineering.....	4,351,644 61
Bureau of sewers.....	725,682 60
Bureau of water.....	578,312 55
Bureau of maps .....	18,275 00
Department of finance—miscellaneous .....	522,394 94
Board of local improvements .....	51,418 74
City attorney's office .....	50,000 00
Corporation Counsel's office.....	16,250 00
	<hr/>
	\$6,374,159 44

## GENERAL RECAPITULATION.

Appropriations for corporate purposes.....	\$18,072,263 47
Sinking fund and interest .....	2,288,368 40
Appropriations from water fund.....	6,374,159 44
	<hr/>
	\$26,734,791 31
Appropriations for school purposes .....	13,033,500 00
Appropriations for public library .....	425,000 00
	<hr/>
	\$40,193,291 31



SECTION 2. That the Comptroller and the heads of the other departments of the city government are hereby required to limit the expenditures of the different departments to the amounts above authorized, and to permit no overdrafts in respect to any of the items of this bill.

**ESTIMATED INCOME AND AVAILABLE RESOURCES FOR THE YEAR 1906.**

Balance on hand Dec. 31, 1905.....	\$ 883,584 00
From taxes .....	7,343,849 25
From bonds issued and to be issued.....	2,279,787 00
From miscellaneous sources .....	9,664,379 79
	<hr/>
	\$20,171,600 04

**ESTIMATED INCOME OF WATER FUND.**

Balance on hand Dec. 31, 1905.....	\$ 990,702 96
Water office collections .....	4,098,296 32
Rent of Rookery building ground.....	35,000 04
Miscellaneous receipts .....	86,266 08
	<hr/>
Total .....	\$ 5,210,265 40

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

## SECOND WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick the alleys in the block bounded by 31st street, 32d street, Forest avenue and Prairie avenue.

By unanimous consent, on motion of Ald. Dixon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

## THIRD WARD.

Ald. Pringle presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue permit to the Rego Hat Company, 3841 Cottage Grove avenue, for wood and metal sign four (4) feet high, four (4) feet wide, the same to be placed at a height of twelve (12) feet above the sidewalk level and subject to the approval of the Commissioner of

Public Works, and to be revocable at any time by the Mayor.

Which was, on motion, duly passed.

Ald. Pringle, Foreman, et al. presented the following resolution:

WHEREAS, The 35th street viaduct over the tracks of the Pennsylvania Company is being torn down preparatory to the construction of a new viaduct at that point;

WHEREAS, The lack of any adequate provision for the crossing of pedestrians on 35th street, during the reconstruction and repairs, has resulted in several fatalities and other injuries of a serious nature to persons attempting to cross said tracks at said point; therefore, be it

*Resolved*, That the City Council directs, and it does hereby direct, the Commissioner of Public Works to at once take up with said company and with any other companies which are interested in the reconstruction of said viaduct the question of providing for a temporary viaduct for the accommodation of pedestrians during the period of reconstruction and repair referred to above.

Which was, on motion, duly adopted.

Ald. Pringle presented orders for duplicate water pipe certificates and vouchers for A. T. Ewing, and for rebate of water tax to Edward M. Spates, which were

Referred to the Committee on Finance.

Ald. Foreman presented an order for a rebate of water tax to Julius Rosenwald, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on the south side of 38th street from 145.6 feet east of Langley avenue to 185.6 feet east of Langley avenue.

By unanimous consent, on motion of Ald. Pringle, the ordinance was passed

and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

#### FOURTH WARD.

Ald. Dailey presented an order for paving (brick) 31st place, from Benson court to Morgan street, etc. (system), which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of Poplar avenue from Archer avenue to 29th street.

By unanimous consent, on motion of Ald. Richert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn,

Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

#### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of 31st street from Princeton avenue to Pitney court produced north.

By unanimous consent, on motion of Ald. Dailey, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

#### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of 24th place from Wentworth avenue to Lowe avenue.

By unanimous consent, on motion of Ald. Richert, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley,

Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

*Nays*—Conlon, Brennan.—2.

#### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of Wentworth avenue from 21st street to 26th street.

By unanimous consent, on motion of Ald. Dailey, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

*Nays*—Conlon, Brennan.—2.

#### FIFTH WARD.

Ald. Martin presented an order for an asphalt pavement on 35th street, from Wallace street to river, which was

Referred to the Board of Local Improvements.

The Board of Local Improvements submitted a recommendation, ordinance and

estimate for a cinder sidewalk on a system of streets as follows, to-wit: On the southeasterly side of Bross avenue, from South Leavitt street to 85 feet west of South Claremont avenue, etc.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

*Nays*—Conlon, Brennan.—2.

#### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of 36th street, from South California avenue to South Western avenue.

By unanimous consent, on motion of Ald. Martin, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt

(24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

### SIXTH WARD.

Ald. Young presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Louis Vizza for barber pole in front of the premises situate No. 4709 State street. Said barber pole shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time, in his discretion.

Which was, on motion duly passed.

### SEVENTH WARD.

Ald. Snow presented the following ordinance (passed March 19, 1906, but incorrectly recorded, page 2946—vote omitted):

WHEREAS, On February 25, 1901, page 2300, Council Proceedings of that date, an ordinance was passed granting permission to Findeisen & Kropf Manufacturing Company to lay down, maintain and operate a single railroad switch track connecting with the west track of the Pittsburg, Cincinnati, Chicago and St. Louis Railway at a point thereon not more than one hundred (100) feet south of the south line of West 21st place, formerly known as Hinman street; and,

WHEREAS, Said franchise is no longer enjoyed by said Findeisen & Kropf

Manufacturing Company, inasmuch as the switch track has been abandoned and removed; therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance passed February 25, 1901, and published on page 2300, Council Proceedings of that date, granting permission and authority to Findeisen & Kropf Manufacturing Company, its successors and assigns, to lay down, maintain and operate one private single side track connecting with the west track of the Pittsburg, Cincinnati, Chicago and St. Louis Railway at a point thereon not more than one hundred (100) feet south of the south line of West 21st place, formerly known as Hinman street; thence in a northwesterly direction, etc., be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force and take effect from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

Ald. Snow presented the following ordinance (passed March 19, 1906, but incorrectly recorded, page 2946—vote omitted):

## AN ORDINANCE

Amending an ordinance passed February 26, 1906.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 1 of an ordinance passed February 26, 1906, and published on page 2751 of the Council Proceedings of that date, granting permission and authority to John T. Pirie, Sr., Andrew McLeish, Samuel C. Pirie, John T. Pirie, Jr., John E. Scott, and J. W. Scott, comprising the firm of Carson, Pirie, Scott & Co., their successors and assigns, to construct, maintain and use for a period of ten years two additional stories or covered passage ways to the one-story bridge or covered passage way now being maintained by said firm of Carson, Pirie, Scott & Co. across the alley running north and south from Monroe street to Madison street, and between State street and Wabash avenue, be and the same is hereby amended by striking out the words and figures, "the south sixty (60) feet of original Lot 6," and substituting, "Sub Lots eight (8) and nine (9), of B. F. Morris' Subdivision of certain lots."

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Hunt, Ruxton, Kohout, Race, Hunter.—65.

Nays—Conlon, Brennan.—2.

Ald. Bennett presented the following order:

*Ordered*, That the order passed March 12, 1906, page 2929, for payment of claim of T. J. O'Meara, be amended to read as follows:

*Ordered*, That the City Collector be and he is hereby authorized to issue a voucher in favor of T. J. O'Meara for the amount of his January salary, retained on account of illness contracted while in the employ of the City, and the Comptroller is ordered to pay the same from the appropriation for the City Collector's office for 1906. This action is taken in accordance with the recommendation of the City Collector attached hereto.

Which was, on motion, duly passed.

Ald. Bennett presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized to enter into a contract with the Citizens' Street Cleaning Bureau, for the removal of snow and the cleaning of all streets and alleys within the territory bounded as follows:

Beginning at the southwest corner of Michigan avenue and Congress street, and running thence west with the south line of Congress street to the west line of State street, thence north with the west line of State street to the south line of Van Buren street, thence west with the south line of Van Buren street to the west line of Clark street, thence north with the west line of Clark street to the south line of Quincy street, thence west with the south line of Quincy street to the east line of La Salle street, thence south with the east line of La Salle street to the north line of Jackson boulevard, thence west to the west line of La Salle street, thence north with the west line of La

Salle street to the north line of Madison street, thence east with the north line of Madison street to the west line of State street, thence north with the west line of State street to the south line of State street bridge, thence east to the east line of State street, thence south with the east line of State street to the north line of Washington street, thence east with the north line of Washington street to the east line of Michigan avenue, thence south with the east line of Michigan avenue to the north line of Jackson boulevard, thence west to the west line of Michigan avenue, thence south with the west line of Michigan avenue to the place of beginning, from January 1, 1906, to December 31, 1906, for the sum of \$36,000.00.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

*Nays*—Conlon, Brennan.—2.

#### TO FIX TIME FOR NEXT REGULAR MEETING.

Ald. Bennett presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next regular meeting of this Council to be held after the meeting of March 26, 1906, be and the same is hereby fixed to be held on Friday, March 30, 1906, at 4:30 p. m.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

*Nays*—Conlon, Brennan.—2.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, filling and paving with asphalt Cornell avenue from 632.12 feet north of 70th street to 71st street.

By unanimous consent, on motion of Ald. Snow, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

ALSO,

A recommendation, ordinance and estimate for curbing, filling and paving with asphalt East End avenue from 632.16 feet north of 70th street to 71st street.

By unanimous consent, on motion of Ald. Bennett, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of 66th street from Indiana avenue produced north to State street.

By unanimous consent, on motion of Ald. Snow, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st

ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

## EIGHTH WARD.

Ald. Jones presented an order for a switch track for William Hirschfeld, which was

Referred to the Committee on Streets and Alleys, South Division.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of 75th street from Jackson Park avenue to Paxton avenue.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

## NINTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering, curb-walls, curbing, grading and paving with as-



phalt West 18th place from Johnson street to South Morgan street.

By unanimous consent, on motion of Ald. Fick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of West 19th place, from South Union street to South Halsted street.

By unanimous consent, on motion of Ald. Harris, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of West 17th place, from South Union street to South Halsted street.

Which was, on motion of Ald. Fick, recommitted to the Board of Local Improvements.

ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on both sides of West 17th street, from South Union street to South Halsted street.

Which was, on motion of Ald. Fick, recommitted to the Board of Local Improvements.

### TENTH WARD.

Ald. Hurt presented an order for a refund of saloon license to Ered Klimt, which was

Referred to the Committee on Finance.

Ald. Scully presented the following resolution:

WHEREAS, Contracts are let or about to be let for the paving with asphalt of many streets upon which are street car tracks, in the Tenth ward; and,

WHEREAS, The rail used for such tracks are of the old style and not grooved, and unless grooved rails are laid in such streets prior to laying said pavement a great outrage will be perpetrated upon the owners of property assessed to pay for such improvement, it being well known that the roadbed of any street where old style rails are in use and asphalt pavement laid will not, without extensive repairs, last three months; and,

WHEREAS, Those in control of the Chicago Union Traction Co. declare that unless some agreement can be entered into with the city whereby, in case such improved rails are substituted, said company shall be reimbursed for the cost, thereof, in the event that the city should take over the properties, they

will not make the change; therefore, be it

*Resolved*, That the Mayor, Comptroller, Commissioner of Public Works and Corporation Counsel be requested to forthwith confer with the proper authorities controlling Chicago Union Traction Company to the end that grooved rails be laid in 21st, 14th and 18th streets prior to such paving, and that any contracts now let be suspended and that no further contracts be let for such paving until such arrangement for grooved rails be effected, and that the Local Board of Improvements act in accordance with the results attained by such contract.

Which was, on motion, duly adopted.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt West 18th place, from Throop street to Loomis street.

By unanimous consent, on motion of Ald. Hurt, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

### THIRTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and

paving with asphalt Lexington street, from 520 feet east of South Washtenaw avenue to South Kedzie avenue.

By unanimous consent, on motion of Ald. Riley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

### FOURTEENTH WARD.

Ald. Maypole presented an ordinance amending Section 1927 of the Revised Code of 1905 in re. the number of hours of labor for city employes, and payment for overtime, which was

Referred to the Committee on Judiciary.

Ald. Harkin presented an ordinance granting the Metropolitan Amusement Company a permit for a scenic railway in Sans Souci Park, which was.

Referred to the Committee on Building Department. ..

Ald. Harkin presented an ordinance granting a permit to the Labb Construction Company for a roller coaster in Sans Souci Park, which was

Referred to the Committee on Building Department.

**FIFTEENTH WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Emily street, from North Wood street to North Ashland avenue.

By unanimous consent, on motion of Ald. Beilfuss, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan—2.

**ALSO,**

A recommendation, ordinance and estimate for six-inch drains in North Oakley avenue, between West Chicago avenue and West Division street.

By unanimous consent, on motion of Ald. Smith, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt

(24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan—2.

**ALSO,**

The following ordinance:

**AN ORDINANCE**

Repealing an ordinance for water supply pipes in North Oakley avenue, from West Chicago avenue to West Division street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for water supply pipes in North Oakley avenue, from West Chicago avenue to West Division street," passed February 5, 1906, be and the same is hereby repealed, and that the petition filed under Docket No. 30646, be and the same is hereby ordered dismissed.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan—2.

**SIXTEENTH WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering, curb-walls, curbing, grading and paving with asphalt Elk Grove street, from West North avenue to North Wood street.

By unanimous consent, on motion of Ald. Kunz, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

**ALSO,**

A recommendation, ordinance and estimate for plastering, curb walls, curbing, grading and paving with asphalt North Paulina street, from West North avenue to Armitage avenue.

By unanimous consent, on motion of Ald. Nowicki, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt

(24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

**SEVENTEENTH WARD.**

Ald. Dever presented the following ordinance:

**AN ORDINANCE**

To amend an ordinance entitled "An ordinance requiring the Chicago, Burlington and Quincy Railroad Company, the Pittsburgh, Cincinnati, Chicago and St. Louis Railway Company, The Chicago Junction Railway Company, the Chicago Terminal Transfer Railroad Company, the Chicago and Northwestern Railway Company, and the Atchison, Topeka and Santa Fe Railway Company, respectively, to change the plan of certain of their railway tracks within the City of Chicago," passed July 7, 1902, and published on pages 932 to 964 inclusive, of the official records of the Council Proceedings of the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance requiring the Chicago, Burlington and Quincy Railroad Company, the Pittsburgh, Cincinnati, Chicago and St. Louis Railway Company, the Chicago Junction Railway Company, the Chicago Terminal Transfer Railroad Company, the Chicago and Northwestern Railway Company and the Atchison, Topeka and Santa Fe Railway Company are all hereby ordered and required to change the plane within certain limits of the City of Chicago," passed July 7th, 1902, and published on pages 932 to 964 inclusive, of the official records of the Council Proceedings of the City of Chicago be, and

the same is hereby amended as follows:

Amend Section 13, in the left hand column of page 960 in the 9th line, by striking out the word and figure "twenty (20)" and inserting in lieu thereof the word and figure "nineteen (19)."

Also amend Section 16, in the right hand column of page 961, in the 7th line, by striking out the word and figure "twenty (20)" and inserting in lieu thereof the word and figure "nineteen (19)."

SECTION 2. All the provisions of the ordinance as passed July 7th, 1902, hereby amended shall apply to all things provided for and embraced in this ordinance unless otherwise herein specially provided; and the rights, obligations, powers and duties of the City of Chicago and said railroad and railway companies mentioned in this ordinance shall be the same in all respects as if said ordinance of July 7th had originally contained all the matters and things contained in this ordinance. The said ordinance of July 7th, 1902, and this ordinance shall be construed together the same as if this ordinance had been contained in said ordinance hereby amended.

SECTION 3. This ordinance shall take effect from and after its passage and approval; provided, however, that the same shall be null and void if the Chicago, Burlington and Quincy Railroad Company, the Chicago and Northwestern Railway Company, and the Chicago Terminal Transfer Railroad Company, and each of them, shall not through their duly authorized officers within thirty (30) days file with the City Clerk of the City of Chicago, an agreement or agreements, duly executed, whereby said companies shall undertake to do and perform all the matters and things required of them by this ordinance. After the filing of such agreement or agreements as aforesaid, this ordinance shall be binding upon the City

of Chicago and said railroad and railway companies, and shall not be materially modified or amended without the consent of said companies. But nothing in this ordinance contained shall be deemed a waiver or surrender of the police power of the City of Chicago or to deprive said city of the right to properly exercise such power.

Which was, on motion of Ald. Dever, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan.—2.

## EIGHTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt May street from West Madison street to West Lake street.

By unanimous consent, on motion of Ald. Conlon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith,

Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

*Nays*—Conlon, Brennan.—2.

## TWENTIETH WARD.

Ald. Finn presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to compel the parties operating the scale in the alley in the rear of No. 114 Flournoy street to lower said scale so that it will be on the same grade as the surface of said alley. The scale in question being now about two (2) feet higher than the surface of said alley.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt a system of streets as follows: South Hamilton avenue from West Monroe street to Jackson place, etc.

By unanimous consent, on motion of Ald. Finn, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Lar-

son, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

*Nays*—Conlon, Brennan.—2.

## TWENTY-FIRST WARD.

Ald. McCormick presented the following order:

*Ordered*, That the City Engineer and Corporation Counsel be and they are hereby directed to prepare suitable ordinances requiring that all bridges be raised to a height of at least sixteen feet above Chicago city datum.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering, curb walls, curbing, grading and paving with granite blocks La Salle avenue from Ontario street to Illinois street.

By unanimous consent, on motion of Ald. McCormick, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter. —65.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

### AN ORDINANCE

Repealing an ordinance for the im-

provement of Erie street, from Lincoln Park boulevard to Orleans street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for the improvement of Erie street, from Lincoln Park boulevard to Orleans street," passed June 19, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 30231 of the County Court of said county, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

## **TWENTY-SECOND WARD.**

Ald. Dougherty presented an order for a voucher in favor of Patrick McGarry for personal injuries, which was

Referred to the Committee on Finance.

Ald. Dougherty presented the following ordinance (passed March 19, 1906,

but incorrectly recorded in the Proceedings, page 2956—vote omitted):

### **AN ORDINANCE**

For the vacation of certain alleys in Block sixty-nine (69) of Elston Addition to Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the alleys adjoining Lots one (1), two (2), three (3), four (4), five (5), six (6), seven (7), eight (8), nine (9), ten (10), eleven (11), fifteen (15), sixteen (16), seventeen (17) and eighteen (18) in Block sixty-nine (69), Elston Addition to Chicago, as shown in red and marked "alley hereby vacated" upon the accompanying plat which is hereby made a part of this ordinance, be and the same is hereby vacated and discontinued; provided, however, that this ordinance shall not take effect unless the sum of five thousand six hundred twenty and thirty-two one-hundredths dollars (\$5,620.32), shall be paid to the City Comptroller by or on behalf of the owners of said lots within sixty (60) days next after the passage of this ordinance, and provided further that this ordinance shall not take effect unless within thirty (30) days after the passage of same the owners of said lots shall file or cause to be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, a plat showing the alleys so vacated.

SECTION 2. This ordinance shall take effect and be in force from and after its passage, subject, however, to the provisions of Section 1 hereof, and unless the payment hereinabove mentioned is made within the time fixed and the plat provided for herein is filed within the time fixed, this ordinance shall be absolutely null and void.

Which was, on motion of Ald. Dougherty, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey.

McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

Ald. Dougherty presented the following ordinance (passed March 19, 1906, but incorrectly recorded in the Proceedings, page 2957—vote omitted):

#### AN ORDINANCE

Dedicating the west 15.5 feet of Lot one (1), in County Clerk's Division of Lots one (1) to four (4), in Block two (2), of Kinzie's Addition to Chicago, and vacation of part of alley in Block two (2), Kinzie's Addition, described as follows: Commencing at the northeast corner of Lot one (1), in County Clerk's Division of Lots one (1) to four (4), in said block, running thence southwesterly along the southeasterly line of said Lot one (1) to a point intersecting a line 15.5 feet east of the west line of said Lot one (1); thence southerly to the northwesterly corner of Lot twelve (12) in said Block two (2); thence northeasterly along the northwesterly line of Lots twelve (12) and thirteen (13) in said Block two (2) to Kinzie street, and thence west to the place of beginning.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that part of the public alley in Block two (2) of Kinzie's Addition to Chicago in the City of Chicago, County of Cook and State of Illinois, and described as follows, to-wit: Beginning at the northeast corner of the

east one-half (E.  $\frac{1}{2}$ ) of Lot one (1) in said Block two (2), running thence southwesterly along the southeasterly line of the east one-half (E.  $\frac{1}{2}$ ) of said Lot one (1) to a point intersecting a line 15.5 feet east of the west line of the east one-half (E.  $\frac{1}{2}$ ) of said Lot one (1); thence southerly to the northwesterly corner of Lot twelve (12) in said Block two (2); thence northwesterly along the northwesterly line of Lots twelve (12) and thirteen (13) in said Block two (2) to Kinzie street, and thence west to the place of beginning, as shown on the plat hereto attached which is hereby made a part of this ordinance, be and the same is hereby vacated, inasmuch as the said portion of said alley is no longer required for public purposes and the public interest will be subserved by this vacation.

SECTION 2. The vacation hereinbefore provided for shall be on the express conditions that Frank E. Habicht, who may derive a pecuniary advantage by reason of said vacation, shall pay the sum of twelve hundred and thirty-one and twenty one hundredths (\$1,231.20) dollars to the Comptroller of the City of Chicago within thirty (30) days from the date of the passage of this ordinance, and also that the said Frank E. Habicht shall dedicate as a public alley and open to public use as such the west 15.5 feet of the east one-half (E.  $\frac{1}{2}$ ) of Lot one (1) in Block two (2) in Kinzie's Addition to Chicago, and that he shall file for record in the office of the Recorder of Deeds of Cook County, Illinois, within thirty (30) days after the passage of this ordinance a map or plat showing the part of the alley so vacated, and the alley so dedicated, which part of said alley so vacated is shown on the attached plat in blue and marked "to be vacated," and which alley so proposed to be dedicated is shown on the attached plat in red and marked "to be dedicated"; and it is made a further express condition of said vacation that the alley so dedicated shall, within sixty (60) days after



the passage of this ordinance, be improved by the said Frank E. Habicht in a manner satisfactory to the Commissioner of Public Works and be opened for use to the public.

**SECTION 3.** This ordinance shall take effect and be in force from and after its passage and approval subject, however, to the provisions of Section 2 hereof, and in case the conditions of Section 2 hereof are not complied with in the time prescribed therein, then upon the expiration of said time so prescribed this ordinance shall be wholly void and of no effect.

Which was, on motion of Ald. Dougherty, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

The Board of Local Improvements submitted the following ordinance:

#### AN ORDINANCE

Repealing an ordinance for the improvement of Indiana street from Wells street to 219 feet west of Kingsbury street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the ordinance entitled "An ordinance for the improvement of Indiana street, from Wells street to

219 feet west of Kingsbury street," passed June 26, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 30257 of the County Court of said County, be and the same is hereby annulled.

**SECTION 2.** This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

#### TWENTY-THIRD WARD.

Ald. Werno presented the following order:

*Ordered,* That the City Electrician be and he is hereby directed to lay and construct a conduit in Willow street for electric light wires from Halsted street to Clybourn avenue before said street is paved.

Which was, on motion, duly passed.

#### TWENTY-FOURTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, filling and paving with granite blocks Clybourn avenue, from Diversey boulevard to Fullerton avenue.

By unanimous consent, on motion of Ald. Hahne, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

#### **TWENTY-FIFTH WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Melrose street from North Halsted street to Evanston avenue.

By unanimous consent, on motion of Ald. Williston, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Hunt, Ruxton, Kohout, Race, Hunter—65.

*Nays*—Conlon, Brennan.—2.

#### **TWENTY-SEVENTH WARD.**

Ald. Siewert presented the following order (referred to Department of Public Works, March 19, 1906):

*Ordered*, By the City Council of the City of Chicago that the Commissioner of Public Works be, and he is hereby, directed to issue a permit to Baird & Warner to lay water service pipes on the south side of Lawrence avenue between North Western avenue and North Rockwell street; on both sides of West Leland avenue between North Western avenue and North Rockwell street; on North Maplewood avenue, North Campbell avenue and North Artesian avenue, between Lawrence and Leland avenues, upon the payment of one five (\$5.00) dollar fee for water service pipes, the regular fee to be paid whenever they are extended for use, and to be under the supervision of the Commissioner of Public Works, the owner to pay the regular fees fixed by the Department for the extension of water service pipes (private) as required by city inspection.

Which was, on motion, duly passed.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a cement sidewalk on both sides of Lincoln avenue from West Argyle street to Lawrence avenue, which was, on motion of Ald. Butler, deferred.

#### **TWENTY-EIGHTH WARD.**

Ald. Larson (for Ald. Raymer, absent) presented an ordinance for a switch track for Armour & Company across Wilmot avenue, which was

Referred to Committee on Streets and Alleys, West Division.

**THIRTIETH WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt West 42nd street from South Halsted street to Emerald avenue.

By unanimous consent, on motion of Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows.

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

**THIRTY-FIRST WARD.**

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Bishop street from West 69th street to West 71st street.

By unanimous consent, on motion of Ald. Roberts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st

ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

*Nays*—Conlon, Brennan.—2.

ALSO,

The following ordinance:

**AN ORDINANCE**

Repealing an ordinance for the improvement of South Ashland avenue, from West 69th street to West 95th street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance for the improvement of South Ashland avenue, from West 69th street to West 95th street," passed June 19, 1905, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 30200 of the County Court of said County, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl,

Hunt, Ruxton, Kohout Race, Hunter.  
—65.

Nays—Conlon, Brennan—2.

### THIRTY-SECOND WARD.

Ald. Badenoch presented the claims of L. H. Ross and Charles Nelson, which were

Referred to the Committee on Finance.

Ald. Badenoch presented the following ordinance:

#### AN ORDINANCE

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the deed, dated February 15, 1906, from the Chicago and Western Indiana Railroad Company, The Wabash Railroad Company, the Chicago and Southeastern Railroad Company and the Belt Railway Company of Chicago, corporations, grantors, dedicating and conveying to the City of Chicago for public streets, upon certain terms, conditions and reservation expressed in said deed, the following described premises:

All that portion of the rights of way of the Chicago and Western Indiana Railroad Company, The Wabash Railroad Company, Chicago and Southeastern Railroad Company, and The Belt Railway Company of Chicago, lying between the east and west lines of Union avenue produced south in the west half ( $\frac{1}{2}$ ) of Section Twenty-eight (28), Township Thirty-eight (38) North, Range fourteen (14) East of the 3rd Principal Meridian, and of Peoria street and of Morgan street and Center avenue in Section Twenty-nine (29), Township Thirty-eight (38) North, Range Fourteen (14) East of the 3rd Principal Meridian:

All that portion of the rights of way of the Chicago and Western Indiana Railroad Company and the Wabash Railroad Company lying between the north and south lines of 74th street in the northwest quarter ( $\frac{1}{4}$ ) of Section Twenty-eight (28), Township Thirty-

eight (38) North, Range Fourteen, East of the 3rd Principal Meridian:

All that portion of the rights of way of the Chicago and Western Indiana Railroad Company, lying between the north and south lines of 78th street in the southwest quarter (S. W.  $\frac{1}{4}$ ) of Section twenty-eight (28), Township thirty-eight (38) North, Range fourteen (14) East of the 3rd Principal Meridian, all in Cook County, Illinois; in consideration of the said City of Chicago dismissing the condemnation proceedings now or heretofore pending for the opening of Morgan street, Center avenue, Peoria street and Union avenue, 74th street and 78th street across the rights of way of the above mentioned corporations and vacating all orders in said proceedings, be and the same is hereby accepted by the City of Chicago aforesaid, and the Corporation Counsel of said City of Chicago is hereby authorized and directed to dismiss the condemnation proceedings now or heretofore pending for the opening of Morgan street, Center avenue, Peoria street and Union avenue, 74th street and 78th street across the rights of way of the said corporations, grantors in said deed, and to vacate all orders in said condemnation proceedings, and the Comptroller of the said City of Chicago is hereby authorized and directed to file said deed of record forthwith in the Recorder's office of Cook County, Illinois.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Which was, on motion of Ald. Badenoch, duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers,

Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter, —65.

*Nays*—Conlon, Brennan—2.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with brick Lowe avenue from West 63rd street to West 67th street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter, —65.

*Nays*—Conlon, Brennan—2.

### THIRTY-THIRD WARD.

Ald. Hunt presented an order for an ordinance fixing a license fee for wagons peddling bottled beer, which was

Referred to the Committee on License.

### THIRTY-FOURTH WARD.

The Board of Local Improvements sub-

mitted a recommendation, ordinance and estimate for curbing, grading and macadamizing South Central Park avenue from Ogden avenue to West 26th street.

By unanimous consent, on motion of Ald. Ruxton, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter, —65.

*Nays*—Conlon, Brennan—2.

### THIRTY-FIFTH WARD.

Ald. Hunter presented the following order:

WHEREAS, An ordinance has been introduced into the City Council of the City of Chicago providing for the amendment of Section 2479 of the Revised Code of 1905 which, if passed, will extend the time of compliance with the provisions thereof; it is therefore hereby

*Ordered*, That the enforcement of said Section 2479 of the Revised Code of 1905 be and is hereby stayed until further order of the Council.

Which was, on motion, duly passed.

Ald. Hunter presented an ordinance in re. sale of milk or cream in bottles, which was

Referred to the Committee on Judiciary.

## REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

### FINANCE.

The Committee on Finance, to whom was referred the claim of Harry J. Peck for compensation for personal injuries, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter, —65.

*Nays*—Conlon, Brennan—2.

The following is the order passed:

*Ordered*, That the City Electrician be and he is hereby authorized to place Harry J. Peck upon the payroll at the regular rate while in performance of light work pending recovery from disability caused by accident received in the discharge of his duties, and also to issue voucher, amounting to twenty-two and thirty-five One hundredths (\$22.35) dollars in payment of expenses incurred by said Harry J. Peck on account of said injury, and the Comptroller is ordered to pay the voucher from the proper appropriation for the Department of Electricity after the passage of the appropriations for 1906.

This action is taken in accordance with the recommendation of the City Electrician.

ALSO,

The same Committee to whom was referred the petition of William J. Howell and John P. Lump for payment of time lost, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance to whom was referred petition of William J. Howell and John P. Lump, for payment of time lost, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the General Superintendent of Police be and he is hereby authorized to make vouchers in favor of William J. Howell for eleven days' pay lost on account of surgical operation during January, 1906, and to John P. Lump for twelve days' pay, lost on account of injuries occasioned by falling and dislocating shoulder during the month of January, 1906, and the Comptroller is ordered to pay the same from the appropriation for the Police Department when the appropriation bill for 1906 has been passed.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee to whom was referred the claims of R. P. Burns and Joseph Harvey and S. R. Wharton for amounts withheld from them during the year 1901 from the respective amounts appropriated for their salaries, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claims of R. P. Burns and Joseph Harvey and S. R. Wharton, for amounts withheld from them during the year 1901 from the respective amounts appropriated for their salaries, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to R. P. Burns the sum of fifty-two and seventy one-hundredths (\$52.70) dollars, and to pay to Joseph Harvey the sum of twenty-seven and ninety-seven one-hundredths (\$27.97) dollars, and to pay to S. R. Wharton the sum of fifty (\$50.00) dollars, same being the amounts withheld from them for salaries during the year 1901 from the appropriations made for the respective positions occupied by them, and charge same to the Finance Committee Fund, when the appropriations for 1906 have been passed.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred the claim of Madlung & Eidmann for cost of water service pipes submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom as referred claim of Madlung & Eidmann for cost of water service pipes, ving had the same under advisement,

beg leave to report and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a voucher in favor of Madlung & Eidmann in the sum of fifty-four (\$54.00), same to be in full of claim for installing water service pipes at 7012-14-18 Carpenter street, and the Comptroller is ordered to pay the same from the Water Fund.

This action is taken in accordance with the recommendation of the Commissioner of Public Works attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred the claim of M. S. Valentine & Company for refund, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of M. S. Valentine & Company, for refund, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of M. S. Valentine & Company in the sum of twelve (\$12.00) dollars, same to be in full of claim for work done on water service pipe at 2064 Gladys avenue, and the Comptroller is ordered to pay the same from the Water Fund.

This action is taken in accordance with the statement that the payment of this money will carry out an agreement

made by the Water Department, and is in accordance with the recommendation of the Commissioner of Public Works attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred the claim of L. Wittenberg for refund of water tax, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of L. Wittenberg for refund for water tax, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby authorized and directed to refund to L. Wittenberg the sum of five and eleven one-hundredths dollars (\$5.11) being over payment on property at 580 South Canal street, refund to be made upon duplicate receipts and filing of the customary bond by L. Wittenberg, saving the city harmless in the event of the presentation of the original receipts.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred the claim of Hiram Hogdon, for issuance of duplicate water certificate, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Hiram Hogdon, for issuance of duplicate water certificate, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby authorized and directed to issue a duplicate water pipe deposit certificate of No. 661 in the sum of fifty dollars (\$50.00), heretofore issued in favor of Hiram Hogdon, upon the filing of a good and sufficient bond in twice the amount of said certificate satisfactory to the Commissioner of Public Works, saving the city harmless on account of the issuance of said duplicate certificate.

This action is taken in accordance with the report of the Commissioner of Public Works attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee to whom was referred the claim of S. H. Wheeler, for issuance of water certificate, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of S. H. Wheeler, for issuance of water certificate, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby au-



thorized and directed to issue a water deposit certificate in favor S. H. Wheeler in the sum of two hundred fifty and thirty one-hundredths dollars (\$250.30) to cover a deposit made for the laying of 8-inch main in Rush street from Ontario to Ohio street.

The certificate not to be issued until Mr. Wheeler has filed with the Commissioner of Public Works a bond saving the city harmless on account of the issuance of said certificate, said bond to be satisfactory to the Commissioner of Public Works.

This action is taken in accordance with the report of the Commissioner of Public Works attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee to whom was referred the claims of William Gardner Hale, Augustine W. Wright and J. Laurence Laughlin for issuance of water pipe certificates, submitted a report recommending the passage of an accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of William Gardner Hale, Augustine W. Wright and J. Laurence Laughlin, for issuance of water pipe certificates, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby authorized and directed to issue a water pipe deposit certificate in favor of William Gardner Hale in the sum of fifty-three and eighty-nine one-hundredths dollars (\$53.89) to cover deposit made

July 20, 1892, for proportionate share of laying pipe in Lexington avenue, between 56th and 59th streets; and to Augustine W. Wright a certificate in the sum of ninety-three and eighteen one-hundredths dollars (\$93.18) to cover deposit made July 20, 1892, for a proportionate share of laying water pipe in Lexington avenue between 56th and 59th streets; and to J. Laurence Laughlin a certificate in the sum of fifty-four and forty-nine one-hundredths dollars (\$54.49), to cover deposit made July 20, 1892, for proportionate share of laying water main in Lexington avenue between 56th and 59th streets.

These certificates not to be issued until a good and sufficient bond has been furnished satisfactory to the Commissioner of Public Works and saving the city harmless on account of the issuance of the above certificates.

The certificates shall be in the form issued at the time of the making of said deposits. This action is taken in accordance with the recommendation of the Commissioner of Public Works attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same Committee, to whom was referred the claim of Kirk Hawes and the University of Chicago, L. W. Mason and William Hirsch and Clara F. Bass, for the issuance of water pipe deposit certificates, submitted a report recommending the passage of the accompanying order.

Ald. Bennett moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Finance, to whom was referred claim of Kirk Hawes and

the University of Chicago, L. W. Mason and William Hirsch and Clara F. Bass, for the issuance of water pipe deposit certificates, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue water pipe certificates in favor of Kirk Hawes in the sum of six hundred fifty-four and four one-hundredths dollars (\$654.04), to cover amount of deposit made June 30, 1898, and October 31, 1896, for laying of 6-inch water pipe in Kimbark avenue from 49th to 50th streets; and to the University of Chicago a certificate in the sum of six hundred eighty-six and one one-hundredths dollars (\$686.01), to cover deposit made July 20, 1892, for proportionate share of 6-inch water pipe in Lexington avenue, from 56th to 59th streets; and to L. W. Mason a duplicate of certificate No. 665 in the sum of fifty dollars (\$50.00); and to William Hirsch a duplicate of certificate No. 666 for fifty dollars (\$50.00); and to Clara F. Bass a duplicate of certificate No. 22 for one thousand one hundred ninety-five and eighty one-hundredths dollars (\$1,195.80).

Certificates to be in the form issued at the time of said deposits, in such case as certificates have not heretofore been issued.

The above certificates not to be issued until a good and sufficient bond satisfactory to the Commissioner of Public Works, and in twice the amount of said certificates, is furnished by the said persons respectively, holding the city harmless on account of the issuance of above named certificates.

This action is taken upon the several reports of the Commissioner of Public Works attached hereto.

FRANK I. BENNETT,  
*Chairman.*

ALSO,

The same committee to whom was referred a communication from Town of Cicero relating to furnishing water by the city; claims of T. A. Featheringill, P. O'Brien, Ellen Dempsey and Christian Nielson, for track elevation damages (adverse recommendations by the Corporation Counsel attached hereto); claims of Charles Gottschalk, Mason Lewis & Company and John Dillon, for payment of special assesment vouchers; claims of William Rieser, Jacob Strelitsky, J. Ross, J. A. Le Roy, Angelo Gazzolo, Richard J. Cahill, John Karbonski, Lewis Rein, Theo. Bruggestadt and Thomas McNamara, for refund of saloon licenses; petition of Ship Owners Dry Dock Company to settle claim; claims on account of Northwest Land Tunnel; claim of Thomas Williamson, for damage to schooner; Fred S. James & Company for refund of insurance tax; claim of Mrs. Christ for injuries to son; claim of Samaritan Hospital for emergency cases, M. J. Byrne for sewer stub, C. H. Anderson for wages, S. T. Clancy for extras, Standard Paving Company for refund and John and Frank Fucik special assessment (adverse recommendations of the Corporation Counsel attached hereto); claim of John J. Fitzgibbon, damages to leasehold (adverse recommendation of the Corporation Counsel attached); D. J. Gillis for wages (adverse recommendation of the Commissioner of Public Works attached hereto); estate of Thomas O. Osborn for return of testimonial shield; claim of Francis Hale for personal injuries; Nancy O. Sutton for damage to business (adverse recommendation of the Corporation Counsel attached hereto) and petition of Henry S. Daniels for a short term auctioneer's license; submitted a report recommending that the same be placed on file.

Ald. Bennett moved that the report be concurred in.

The motion prevailed.

## JUDICIARY.

The Committee on Judiciary, to whom was referred an ordinance licensing and regulating cold storage warehouses, submitted a report recommending the passage of two accompanying substitute ordinances.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 20, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary, to whom was referred ordinance licensing and regulating cold storage warehouses, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinances.

## AN ORDINANCE

Amending Sections 1162 and 1163 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 1162 and 1163 of the Revised Municipal Code of Chicago of 1905 be and the same are hereby amended so as to read as follows:

"1162. (Unwholesome Food—Duty of Individuals—Confiscation.) It shall be the duty of every person knowing of any fish, meat, fowls, birds or vegetables being bought, sold or offered or held for sale as human food in the city, which is not sound, healthy or wholesome for such food, to forthwith report such facts and the particulars relating thereto, to the Department of Health or to one of its officers or inspectors. If any person shall expose for sale in the city, any diseased, emaciated, tainted or putrid meat or provisions, which from these or other causes may be deemed unwholesome, such person shall be fined not less

than five nor more than two hundred dollars for each offense, and it shall be the duty of the Department of Health or any member thereof having knowledge of such fact to forthwith seize and destroy all such meat and provisions.

"1163. (Food From Cold Storage Warehouse—Production of Package.)—Any person dealing in or selling, any meats, fish, eggs, poultry, game, fruits, or any farm or garden produce, or other articles of food which have been in a cold storage warehouse, shall sell the same from the original package on which appears the stamp showing when said articles of food were placed in cold storage, except in cases where by reason of the size of the package it is impracticable to do so; but in all such cases when by reason of the size of the package such article is not sold therefrom, and in all cases where the said articles of food have been placed in a refrigerator belonging to such retail dealer and sold therefrom, the original package shall be produced and shown to the purchaser on demand."

SECTION 2. This ordinance shall take effect and be in force from and after its passage and due publication.

## AN ORDINANCE

Providing for the licensing, regulation and inspection of cold storage warehouses.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. It shall be unlawful for any person or corporation to carry on, engage in or conduct the business of storing perishable food or keep, maintain or operate a cold storage warehouse where meats, fish, eggs, poultry, game, fruits, farm or garden produce or other perishable food stuffs are stored within the city limits without first having obtained a license for such business.

**SECTION 2.** Any person or corporation desiring to carry on, engage in, or conduct the business of storing perishable food or to keep, maintain or operate a cold storage warehouse where meats, fish, eggs, poultry, game, fruits, farm or garden produce, or other perishable food stuffs are stored shall make application in writing to the Mayor for that purpose, in which application shall be described the location at which said business is proposed to be carried on. Such application shall be accompanied by a report or certificate from the Commissioner of Health stating whether the place in which such applicant proposes to carry on such business is in a sanitary condition and is a fit place in which to carry on such business. If such report shall be to the effect that such place is a fit place and in a sanitary condition in which to carry on such business, the Mayor shall cause to be issued to such applicant a license authorizing such applicant to carry on the said business for and during the period for which said license shall be issued, upon payment by such applicant to the City Collector of a license fee of five hundred dollars and the filing of a bond, running to the city, with at least two sureties to be approved by the Mayor, in the sum of ten thousand dollars (\$10,000), conditioned that such licensed person or corporation shall faithfully observe and obey all the laws of the State of Illinois, and the ordinances of the City of Chicago now in force, or which may hereafter be passed, with reference to such business.

**SECTION 3.** Whenever any meats, fish, eggs, poultry, game, fruits, farm or garden produce or perishable food stuffs of any kind or character are placed in storage at such cold storage warehouse, each package, box, bale, barrel, tub or other receptacle in which such articles of food are packed, shall be plainly stamped with a stamp showing the date that such articles of food were placed in said cold storage warehouse. Such

stamp shall not be removed, defaced, altered or destroyed at any time while said articles of food remain in said receptacle, nor shall the said articles of food be removed or transferred from a receptacle so stamped to another while the said articles of food remain in said cold storage warehouse, nor shall the said articles of food be removed to another cold storage warehouse except on the written permission of the Commissioner of Health. Any person who shall remove, deface, alter or destroy any such stamp or remove or transfer while in said cold storage warehouse any such articles of food from a receptacle so stamped or transfer or remove such articles of food from one receptacle to another, or shall without the written permission of the Commissioner of Health remove same from one warehouse to another, or do any thing which shall cause the stamp so affixed to a receptacle containing such articles of food to indicate a different date than the one on which the said articles of food were first placed in a cold storage warehouse shall be subject to the penalty hereinafter provided for.

**SECTION 4.** It shall be unlawful to place in such cold storage warehouse any poultry or fowl of any kind in an undrawn condition or with the entrails left therein.

**SECTION 5.** Whenever any meats, fish, eggs, poultry, game, fruits, farm or garden produce, or other perishable food stuffs have been retained in such cold storage warehouse for a period of six months, notice shall be given within five days thereafter to the Commissioner of Health by the owner, manager, superintendent or person in charge of such cold storage warehouse; and thereupon it shall be the duty of the Commissioner of Health to cause such food stuffs to be inspected, and in case they are found upon inspection to be fit for use, such food stuffs may be sold with the consent of the owner of same to the highest bidder for immediate con-

sumption, the proceeds of such sale to go to the owner thereof; but if such owner refuses to allow such food stuffs to be sold, in the manner aforesaid, then it shall be within the discretion of the Commissioner of Health to condemn the same at once or permit it to be retained in such cold storage warehouse for a limited time to be fixed by him at his discretion, at the end of which time, if still retained, it shall be condemned as unfit for use.

SECTION 6. Every keeper of a cold storage warehouse shall allow the Commissioner of Health and all other duly authorized employes of the Department of Health to fully and freely inspect all such articles of food so stored, and shall answer all reasonable and proper questions asked by such officers relating to the condition and age of such articles of food, and said articles of food shall be subject to condemnation and destruction in like manner as all other unwholesome or decayed food as provided for by the health ordinances of the city, and the discretion of the health officers of the city in regard to such foods so stored shall be the same as their discretion in regard to all other foods as provided for by Article XV of Chapter XXXII. of the Revised Municipal Code of Chicago of 1905.

SECTION 7. Any person violating, disobeying, neglecting or refusing to comply with, or resisting any of the provisions of this ordinance shall be fined not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00) for each offense.

SECTION 8. This ordinance shall be in force from and after its passage and due publication.

MILTON J. FOREMAN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred a communication in re. amending the Revised Municipal Code con-

cerning boiler and smoke inspection, submitted a report recommending the passage of an accompanying ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 20, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary, to whom was referred communication in re. amending Revised Municipal Code concerning boiler and smoke inspection, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance.

#### AN ORDINANCE

Amending Sections 2212, 2216, 2218, 2222 and 2230 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 2212, 2216, 2218, 2222 and 2230 of the Revised Municipal Code of Chicago of 1905 be and the same are hereby amended so as to read as follows:

"2212. (Duties of the Board.)—

It shall be the duty of the board to inspect all boilers, tanks, jacket kettles, generators or other apparatus used for generating or transmitting steam for power, or using steam under pressure for heating or steaming purposes, and all other tanks, jacket kettles and reservoirs under pressure of whatsoever kind, except as herein-after provided, as often as once in each and every year, by making a hydrostatic pressure test where such tests shall be deemed necessary; provided, that the hydrostatic pressure used in such test shall not exceed the maximum working pressure of said apparatus by more than fifty per cent; and by making a careful external and internal examination. In all

cases where hydrostatic pressure test is used an internal examination of said apparatus shall afterwards be made. In certifying the working pressure allowed on each steam boiler, steam generator or other apparatus the same shall be determined by multiplying one-fifth of the lowest tensile strength of any plate in the cylindrical shell of said steam boiler or steam generator or other apparatus by the lowest efficiency of joint in such cylindrical shell expressed in decimals, and by multiplying the product by the thickness, expressed in inches or parts of an inch, of the thinnest plate in the same cylindrical shell and divide by the radius, also expressed in inches. This sum will be the pressure allowable per square inch of surface.

"Any boiler, tank, jacket kettle, generator or reservoir having been in use eight years or more and its condition being such that in the opinion of the inspector the same should be drilled in order that the exact thickness and condition may be ascertained, he shall report the same to the chief inspector of steam boilers, who shall serve the owner or agent with a written notice to show cause to the Chief Inspector within five days why such boiler, tank, jacket kettle, generator or reservoir should not be drilled.

"If, after the owner or agent has been heard, or at the end of five days, the Chief Inspector deems it necessary that the boiler, tank, jacket kettle, generator or reservoir be drilled, then the boiler, tank, jacket kettle, generator or reservoir may be drilled at points near the water line, and at the bottom of shell of boiler, or such other points in the boiler, tank, jacket kettle, generator or reservoir as the inspecting officer may direct, and the thickness of said material shall be determined thereafter at such an-

nual inspection as the inspecting officer may deem necessary, and the steam pressure or other pressure allowed shall be governed by such ascertained thickness and general condition of boiler, tank, jacket kettle, generator or reservoir. And the drilling and plugging of said holes shall be done at the expense of the owner.

"Any boiler may be tested and rated in accordance with the United States Marine Inspection Law governing the inspection of steam boilers. But no boiler, tank, jacket kettle or jacket constructed or reconstructed of boiler plates hereafter, where the same are required, shall have stay bolts of less than seven eighths of an inch in diameter and pitched more than seven inches apart. And all boilers, tanks, jacket kettles or jackets carrying a pressure of one hundred pounds or over to the square inch, the construction of which requires stay bolts, shall be equipped with hollow stay bolts. Heads of all boilers, tanks or other pressure carrying apparatus made of boiler plate, where same are required to be braced, shall be braced with braces, the sectional area of which shall not be less than one square inch each, so pitched that a greater strain than six thousand pounds per square inch of section shall not be carried by any one brace or stay bolt. In computing the strain on braces in flat surfaces the diameter of brace rivets shall be considered. In computing the strain on shells having dished heads, the pressure will be figured according to the radius of the heads.

"It shall be the duty of the board to see that the boiler or boilers, boiler setting, means of producing draft, smoke connections and furnace or fire-box of each boiler inspected by it are of sufficient capacity and so constructed as with proper management to avoid the issuance or emission of dense

smoke from any chimney or smoke-stack connected therewith.

"2216. (Permit for New Plants, Plans, Etc.)—No new plants or any part thereof, nor any reconstruction of any old plants, or any part thereof, nor any pressure carrying apparatus, for producing power and heat, or either of them, nor any new chimney connected with a steam plant, shall be erected and maintained in the city until the plans and specifications of the same have been filed by the person, firm or corporation owning same in the office of and approved by the Board of Inspectors of Steam Boilers and Steam Plants, which plans and specifications shall show the amount of work and the amount of heating to be done by such plant and all the appurtenances thereto, including provisions for the complete combustion of the fuel to be used and for the prevention of smoke, and a statement of the kind of fuel proposed to be used. Such plans and specifications shall also show that the room or apartment in which such plant shall be located is provided with doors, windows, air-shafts, fans, and other means of ventilation sufficient to prevent the temperature of such room, apartment, basement, or other portion of such building wherein such steam plant or apparatus is to be used, from rising to a point higher than one hundred and twenty degrees Fahrenheit, or that the atmosphere of any such apartment wherein such apparatus may be located may be entirely renewed every ten minutes. Upon approval of such plans and specifications, a duplicate set of which shall be left on file in said office, and the payment of fees as hereinafter provided, said board shall issue a permit for the installation of such plant or such reconstruction. Such permit shall state the maximum amount of pressure to be carried. As soon as

the board hereby created has examined the plans and specifications submitted for a new steam plant in a new building and has issued a permit for the installation of same, it shall notify the Commissioner of Buildings to see that the execution of the construction work on the building in which such plant is to be installed is carried out in conformity with the plans and specifications of the proposed steam plant for the execution of which a permit has been issued, with special reference to the amount of space to be used for such appurtenances, the size and construction of the chimney or chimneys to be used, and the provisions for ventilation and proper temperature in the engine and boiler rooms.

"It shall be the duty of the supervising mechanical engineer and chief deputy inspector of steam boilers and steam plants to examine in detail all plans and specifications that may be submitted to the board, and to report upon the same for approval by the board. All permits shall be issued by an affirmative vote of a majority of the board.

"2218. (Exceptions.)—The provisions of this chapter relating to the inspection of boilers, generators or other apparatus carrying other than city or hydraulic pressure shall not apply to such boilers, generators or apparatus while in use or installed in any locomotive, steam or tug boat. The provisions of this chapter relating to the inspection of steam boilers, generators or other apparatus, carrying other than city pressure shall be held to apply to any such steam boiler, generator or apparatus in use or installed in any steam roller, steam derrick, steam pile driver or other movable structure or contrivance of any kind whatsoever used within the city; provided, however, that this ordinance shall not apply to tanks, jacket ket-

tles or reservoirs of under seventy-five gallons capacity, nor to boilers, generators or other apparatus used in private residences for generating steam solely for heating purposes; and for the purpose of this ordinance flat buildings or apartment buildings with more than three apartments shall not be classed as private residences, and any steam boiler, generator or other apparatus used for generating steam in flat buildings or apartment buildings having more than three flats or apartments shall be subject to inspection as hereinbefore provided.

"2222. (Fees.)—The fees for inspection of steam boilers and other apparatus under this chapter shall be as follows:

"Class A. Including steam boilers, tanks, jacket kettles, of a capacity of seventy-five gallons or over, generators, or other apparatus under a pressure exceeding ten pounds per square inch in plants where only one such apparatus is used, five dollars each.

"Class B. Steam boilers, generators, superheaters, tanks or jacket kettles of a capacity of seventy-five gallons or over, under pressure exceeding ten pounds per square inch in plants where more than one such is used, five dollars for the first and three dollars for each additional apparatus.

"Class C. All low-pressure steam boilers or other pressure carrying apparatus as herein described in this chapter, three dollars each.

"Class D. The fee for a permit for a new steam plant or for additions to an old plant shall be five dollars for each boiler or tank, or other apparatus to be used under pressure or for the addition or rebuilding of any smokestack or chimney or for any material alteration or change made in such plant. The fees for the inspection of steam boilers and other appa-

ratus above provided for shall be double the respective amounts above specified when an inspection is made on Sunday or any legal holiday at the request of the person or corporation owning or operating said steam boilers or other apparatus.

"All fees provided for in this chapter shall be paid to the City Collector.

"2230. (Penalty.)—Any person who shall violate any of the provisions of this chapter, where no other penalty is provided for herein, shall be fined not less than twenty-five dollars nor more than one hundred dollars for such offense."

SECTION 2. This ordinance shall take effect and be in force from and after its passage and due publication.

MILTON J. FOREMAN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance regulating billboards, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 20, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary, to whom was referred ordinance regulating billboards, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Article XXIII. of the Revised Municipal Code of Chicago of 1905, passed March 20, 1905, be and the same is hereby amended so as to read as follows:



## ARTICLE XXIII.

*Billboards, Signboards and Wooden Fences.*

705. (Billboards or Signboards on Buildings.)—Every billboard or signboard of greater height than two feet and placed on any building shall be made wholly of incombustible material and shall be securely anchored and fastened in a manner satisfactory to and approved by the Commissioner of Buildings.

No billboard or signboard anchored to, fastened to or situated above or upon the roof of any building shall be constructed so that the bottom of such billboard or signboard shall be less than one foot or more than six feet above the surface of such roof, and no such billboard or signboard shall exceed eight feet in height or be more than one hundred square feet in superficial area.

No billboard or signboard such as is described in this section, whether anchored to or fastened to any building or situated or located upon the roof thereof, shall be constructed and put in place unless in accordance with plans and specifications which have been submitted to and approved by the Commissioner of Buildings.

Billboards or signboards made of combustible material and attached to buildings shall not be of greater height than two feet and shall be erected, constructed and maintained in a manner satisfactory to and approved by the Commissioner of Buildings.

706. (Size and Construction of Billboards and Signboards Erected Within Fire Limits.)—No billboards or signboards erected within the fire limits as now defined or as they may hereafter be defined by ordinances of the city (other than signboards and billboards referred to in Section 705 hereof) shall be constructed at a greater height than twelve feet, and shall be constructed of tin or galvanized iron

or some other equally incombustible material. All such billboards or signboards shall be securely anchored or fastened so as to be safe and substantial.

707. (Height and Distance from Ground of Billboard or Signboard Erected Within Fire Limits.)—No billboard or signboard (other than those referred to in Section 705 hereof) shall be constructed within the fire limits at a greater height than fourteen feet above the level of the adjoining street, and the base of the billboard or signboard shall be in all cases at least two feet above the level of the adjoining street unless the surface of the ground upon which such billboard or signboard is erected is above the grade of the adjoining street, in which case the base of such billboard or signboard shall be not less than two feet above the surface of the ground. In case the grade of the adjoining street or streets has not been established, no such billboard or signboard shall be constructed at a greater height than fourteen feet above the surface of the ground upon which such billboard or signboard is erected.

708. (Wooden Billboards or Signboards—Construction—Size.) — Billboards or signboards not exceeding twelve square feet in area may be built of wood or other combustible material, and such billboards or signboards shall be exempted from the provisions of this Article.

708a. (Billboards or Signboards Erected Outside of Fire Limits—Construction—Size.)—All billboards or signboards erected outside of the fire limits as now defined, or as they may hereafter be defined, by the ordinances of the city (other than those referred to in Section 705 hereof) shall comply with the following conditions:

If such billboard or signboard be erected or located so that no part thereof is nearer than twenty-five feet to any building, wooden fence, or other structure, such billboard or signboard may

be constructed of wood or other combustible material, but shall not exceed twelve feet in height and shall be so constructed that there shall be a clear space of not less than two feet or more than six feet between the bottom of such billboard or signboard and the surface of the ground upon which such billboard or signboard is erected. If any part of such billboard or signboard shall be within twenty-five feet of any building, wooden fence, or other structure, the size and construction of such billboard or signboard shall be limited as is provided in Section 706 for billboards or signboards erected within the fire limits. All billboards or signboards erected outside of the fire limits, as provided for in this section, shall be securely anchored or fastened so as to be safe and substantial.

709. (No Billboard or Signboard Shall be Erected Without Permit.)—No billboard or signboard such as is described in this article, shall be erected, constructed, or maintained within the city unless a permit shall first have been secured by the person desiring to erect, construct, or maintain such billboard or signboard, from the Commissioner of Buildings, to whom application for such permit shall be made; and such application shall be accompanied by such plans and specifications of the proposed billboard or signboard as are necessary to fully advise and acquaint the said Commissioner with the construction of such proposed billboard or signboard. If the plans and specifications accompanying such application shall be in accordance with the provisions of this article, said Commissioner shall thereupon issue a permit for the erection or construction of such billboard or signboard, upon the payment by the applicant of a fee as hereinafter fixed; provided, however, that none of the provisions of this article shall apply to or affect any billboard erected upon land abutting the right of way of any railroad where such bill-

board does not front upon a public highway, and it situated more than one hundred feet from any building.

710. (Alteration and Repair of Billboards and Signboards).—No material alteration or repair of any billboard or signboard shall be made except upon a written permit issued by the Commissioner of Buildings authorizing such alteration or repair; and such permit shall be issued upon application in writing made to such Commissioner by the owner of such billboard or signboard or by the person in charge, possession, or control thereof, accompanied by a plan or statement of the proposed alterations and repairs to be made; which, if satisfactory to and approved by the Commissioner of Buildings, shall authorize such applicant to receive a permit upon payment of a fee therefor as hereinafter fixed.

711. (Billboards Now Existing to be Altered to Comply With the Provisions of This Article.)—Every now existing billboard or signboard, whether erected upon or above the roof of any building or attached or fastened to the wall or walls of any building, or standing upon or erected upon any lot or premises, which is now erected or which is now maintained contrary to the provisions of this article, shall be forthwith removed or altered, changed or cut down so as to fully comply with such provisions; and any billboard or signboard now existing and not complying with the provisions of this article which shall not have been removed or torn down or so altered and changed within sixty days from and after the passage of this ordinance as to be brought into conformity with the provisions of this article by the owner thereof or by the person in charge, possession, or control thereof, shall be torn down by the Commissioner of Buildings and the cost and expense of tearing down such billboard or signboard shall be charged to the owner of such billboard or signboard or the person in

charge, possession, or control thereof, and shall be recovered from such person for the use of the city by any appropriate proceeding therefor.

712. (Duty of Commissioner—Owner's Name to be Placed on Top of Billboard.)—It shall be the duty of the Commissioner of Buildings to inspect all plans and specifications submitted in connection with the erection or construction or the alteration or repair of any billboard or signboard and to approve same if the method of construction and provisions made for fastening, securing, anchoring and maintaining such billboards or signboards are such as will serve to protect the public and to render such billboards or signboards safe and substantial. It is further made the duty of the Commissioner of Buildings to exercise a supervision over all billboards and signboards erected or being maintained under the provisions of this article; and whenever it shall appear to said Commissioner that any such billboard or signboard is in an unsafe condition or has become unstable or insecure or in such a condition as to be a menace to the safety of the public, he shall thereupon issue or cause to be issued, a notice in writing to the owner of such billboard or signboard or the person in charge, possession, or control thereof, if the whereabouts of such person is known, informing such person of the condition of such billboard or signboard and directing him to make such alterations or repairs thereto or to do such acts or things as are necessary or advisable to place such billboards or signboards in a safe, substantial, and secure condition. If the person so notified shall refuse, fail or neglect to comply with and conform to the requirements of such notice, said Commissioner shall tear down or cause to be torn down, such billboard or signboard and shall charge the expense of such tearing down to the person so notified. If the owner of such billboard or signboard or

the person in charge, possession, or control thereof cannot be found, or his whereabouts is not easily ascertained, the Commissioner shall attach or cause to be attached to such billboard or signboard a notice of the same import as that required to be sent to the owner where such owner is known; and if such billboard or signboard shall not have been placed in a secure, safe, and substantial condition, in accordance with the requirements of such notice, within thirty days after such notice shall have been attached to such billboard or signboard, it shall be the duty of the Commissioner of Buildings to thereupon order such billboard or signboard torn down. No permit shall be issued to any applicant for permission to erect a billboard or signboard unless such applicant shall agree to place and maintain on the top of such billboard or signboard the name of the person or corporation owning same or who is in charge, possession, or control thereof. It shall be the duty of the Commissioner of Buildings to see to it that the name of the person or corporation owning or in possession, charge, or control of such billboard or signboard is placed upon such billboard or signboard forthwith upon the erection thereof and is kept thereon at all times while such billboard or signboard is maintained.

713. (Fees for Permits.)—The fee to be charged for permits issued for the erection or construction of billboards or signboards or for the alteration or repair thereof shall be two dollars for each billboard or signboard.

714. (Penalty.)—Any person or corporation owning, operating, maintaining or in charge, possession or control of any billboard or signboard within the city, who shall neglect or refuse to comply with the provisions of this article, or who erects, constructs or maintains any billboard or signboard that does not comply with the provisions of this article, shall be fined not less than twenty-

five dollars nor more than two hundred dollars for each offense; and each day on which any such person shall permit or allow any billboard or signboard owned, operated, maintained or controlled by him to be erected, constructed or maintained in violation of any of the provisions of this article, shall constitute a separate and distinct offense.

715. (Fences — Height Of.) — No wooden fences shall be constructed of greater height than eight feet above the sidewalk grade or eight feet above the surface of the ground where no grade is established.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and publication.

MILTON J. FOREMAN,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance relating to the scalping of theater tickets, submitted a report recommending the passage of the ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 20, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary, to whom was referred an ordinance relating to scalping of theater tickets, having had the same under advisement, beg leave to report and recommend that the accompanying ordinance do pass.

#### AN ORDINANCE

Amending Article II. of Chapter VI. of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Article II. of Chapter VI. of the Revised Municipal Code

of Chicago of 1905 be and the same is hereby amended by striking therefrom Section 121 and substituting therefor a section to be hereafter known as Section 121, which said section shall read as follows:

‘121. (Scalping Forbidden.) — It shall be unlawful for any person or corporation to engage in the business of selling at a premium, or higher price than the price printed thereon, tickets of admission to theatrical performances, shows, exhibitions or other amusements for which an admission fee is charged, given or held at any place or places of amusement, and it shall be unlawful for any person or corporation, who is not conducting or operating a place of amusement, to engage in the business of selling, at any price whatever, tickets of admission to theatrical performances, shows, exhibitions, or other amusements for which an admission fee is charged, given or held at any place or places of amusement, located within that part of the City of Chicago bounded by Lake Michigan on the east, Chestnut street on the north, Halsted street on the west and Twelfth street on the south, whether such selling of said tickets be his or its regular business or be engaged in occasionally or incidentally in connection with some other business. No person or corporation conducting, operating or managing any place of amusement, nor any officer, agent or employe thereof, shall directly or indirectly offer to sell, consent to sell, connive at the sale of or permit to be sold, any ticket of admission to any theatrical performance, show, exhibition or other amusement, for which an admission fee is charged, given or held at any place of amusement, to any broker, speculator, scalper or other person or corporation known by him or it to be regularly, occasionally or incidentally engaged in

the business of selling tickets of admission to any theatrical performance show, exhibition or other amusement for which an admission fee is charged, given or held at any place or places of amusement, at a premium or higher price than the price printed upon the said ticket, or at the regular price thereof for the purpose of a resale at an increased price. No person or corporation conducting, operating or managing any such place of amusement, within the district bounded as aforesaid, or any officer, agent or employe thereof, shall sell, offer to sell, connive at the selling of, or permit to be sold, any ticket of admission to any theatrical performance, show, exhibition or other amusement for which an admission fee is charged, given or held at the said place of amusement, at any place within the city other than a regular box-office or ticket-office located upon the premises where such theatrical performance, show, exhibition or other amusement is given or held. It shall be unlawful for any person or corporation to sell, or attempt to sell, any ticket or tickets of admission to any theatrical performance, show, exhibition or other amusement for which an admission fee is charged, given or held at any place of amusement, at a premium or a price higher than the regular price thereof, in or on any street, sidewalk, alley or public ground in the city.'

Amend Section 122 of said Article II. of said Chapter VI. of said Revised Municipal Code of Chicago of 1905 by striking therefrom Section 122 thereof, and substituting therefor a section to be hereafter known as Section 122 of said article and chapter, which shall read as follows:

"122. (Penalty.)—An person or corporation violating any of the provisions of this article by failing to mark or to exhibit or by falsely marking a chart or charts or diagram or dia-

grams, or by directly or indirectly engaging in the business of selling tickets of admission to any place or places of amusement, or selling, offering to sell, consenting to sell, or conniving at the sale of any ticket or tickets of admission to any place or places of amusement, contrary to the provisions hereof, shall be fined not less than twenty-five dollars (\$25.00) nor more than two hundred dollars (\$200.00) for each offense, and each offer to sell, sale, consent to sell, connivance at the sale, or permission to sell a ticket in violation of any provisions of this article shall constitute a separate and distinct offense. *Provided*, that whenever it shall appear to the satisfaction of the Mayor that any person or corporation conducting, operating or managing any place or places of amusement in the city, or any officer, agent or employe of such person or corporation, has violated any of the provisions of this article, the Mayor may at his discretion revoke the license or licenses of said place or places of amusement."

SECTION 2. This ordinance shall be in full force and effect from and after its passage and due publication.

MILTON J. FOREMAN,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance creating the office of Chief Harbor Engineer, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Foreman moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 20, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Judiciary, to whom was referred ordinance creating

office of Chief Harbor Engineer, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That there is hereby created the office of Chief Harbor Engineer.

SECTION 2. The Chief Harbor Engineer shall be appointed according to law and shall perform the duties required of him by this ordinance and by the Commissioner of Public Works or by any future ordinance of the city.

SECTION 3. The Chief Harbor Engineer shall be in control of the harbor as hereinafter defined under the supervision and directions of the Commissioner of Public Works, and in compliance with the ordinances of the City of Chicago. The harbor shall consist of the Chicago river and its branches to their respective sources; the Ogden Canal; all slips adjacent to and connecting with the Chicago River; the Calumet River and all slips connecting therewith; the Drainage Canal; all piers and basins and the waters of Lake Michigan, including all breakwaters, piers and permanent structures therein for a distance of three miles from the shore between the north and south lines of the city extended. The use of the harbor shall be governed by the ordinances of the city. The word "vessels," "crafts," and "floats," shall be deemed to include every kind of sailing, steam, gasoline, electric or other vessel lying in or floating or navigating the harbor.

SECTION 4. There shall also be appointed, according to law, such deputies, assistants, clerks, servants or other subordinates as may be required to aid the Chief Harbor Engineer in the performance of his duties, and the City Council may, by ordinance, provide who shall perform such duties as shall be required

of them by the Commissioner of Public Works, the Chief Harbor Engineer or the city ordinances.

SECTION 5. All bridges constructed across the Chicago River or any of its branches; the Calumet River; the Drainage Canal, or elsewhere, within the harbor of the city, including railroad bridges, shall be under the control of the Chief Harbor Engineer. He shall have power to order the opening and closing of the same at such times as in his judgment is necessary to carry out the provisions of the city ordinances and to promote the safety, comfort and convenience of the inhabitants of the city. The Chief Harbor Engineer shall have charge, under the direction and supervision of the Commissioner of Public Works, subject to city ordinances, of the construction, maintenance, alterations, extensions and repairs of all bridges and viaducts and of all construction, improvements, repairs and other work within the harbor of the city.

SECTION 6. The Chief Harbor Engineer and each of his deputies and assistants shall, before entering upon the duties of his office, execute a bond to the city in such sum as may hereafter be fixed by the City Council, and with such sureties as the City Council shall approve, conditioned for the faithful performance of the duties of his office.

SECTION 7. The duties heretofore assigned to the harbor master, assistant harbor masters, vessel dispatchers, harbor police and bridge tenders by Sections 973, 974, 975, 976, 977, 978, 998, 1000, 1002, 1010, 1011 and 1012 of the Revised Municipal Code of Chicago of 1905, or by any other sections of said Revised Code, or by any ordinance of the City of Chicago, are hereby transferred to the Chief Harbor Engineer, who shall perform them or cause them to be performed as hereinbefore provided.

SECTION 8. Eight hours shall constitute a legal day's work for all persons

employed by the City of Chicago under the terms of this ordinance.

SECTION 9. Sections 969, 970, 971, 972 and the last sentence of Section 978 of the Revised Municipal Code of Chicago of 1905 are hereby repealed, and the offices or places of employment of harbor masters, assistant harbor masters, vessel dispatchers, harbor police and bridge tenders are hereby abolished.

SECTION 10. This ordinance shall take effect and be in force from and after its passage and due publication.

MILTON J. FOREMAN,  
*Chairman.*

#### LICENSE.

The Committee on License, to whom was referred an ordinance amending the Revised Municipal Code in re. the licensing of drug stores, submitted a re-

port recommending that the same be placed on file.

Ald. Dunn moved that the report be concurred in.

The motion prevailed.

#### GAS, OIL AND ELECTRIC LIGHT.

The Committee on Gas, Oil and Electric Light, to whom was referred matter in re. establishment of maximum rates to be charged by the Chicago Edison Company and the Commonwealth Electric Company for electricity, submitted a report recommending the passage of the accompanying ordinances and the publication of the accompanying report.

Ald. Young moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Gas, Oil and Electric Light, to whom was referred matter in re. establishment of maximum rates to be charged by the Chicago Edison Company and the Commonwealth Electric Company for electricity, having had the same under advisement, beg leave to report and recommend the passage of the accompanying ordinance and the publication of the accompanying report.

LINN H. YOUNG, *Chairman.*

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

By resolution passed by the City Council at its meeting held December 4, 1905, the Committee on Gas, Oil and Electric Light was directed to take up for investigation and consideration the question of establishing maximum rates to be charged for electrical current, and to report such ordinance or ordinances as would seem reasonable for the creation of such maximum rate or rates.

Authority for such action on the part of the City was conferred by an Act of the General Assembly, approved May 18, 1905, and containing the following provision:

"The City of Chicago . . . is hereby empowered to prescribe by ordinance maximum rates and charges for the supply of gas and electricity for power, heating and lighting furnished by any individual, company, or corporation to such city and the inhabitants thereof. Such rates and charges to be just and reasonable and may be fixed for a period not exceeding five years, and in case the corporate authorities of any such city shall fix unjust and unreasonable rates and charges, the same may be reviewed and determined by the Circuit Court of the county in which said city is situated."

Immediately upon the completion by the Committee of its work pertaining to the fixing of a maximum rate for gas, it took up the investigation with reference

to the cost of supplying electrical current, and the investigation has been continued persistently, through frequent sessions of the Committee, down to the present time.

As the major part of current supplied is furnished by two companies, the Chicago Edison Company and the Commonwealth Electric Company, it seemed advisable to take up this subject by way of negotiation with these two companies, thus establishing a rate which would be reasonable to consumers and at the same time just and fair to the companies. It seemed desirable through such amicable settlement to reach an adjustment of rates, thus avoiding the possibility of litigation.

On February 6, 1906, Mr. William G. Beale, General Counsel for the Companies, appeared before the Committee and made an extended oral statement regarding the general conduct of the business, and the rates maintained by his companies. This statement was reported in full, and a copy of the same will be furnished to each member of the Council.

The present rates in force for illuminating customers are twenty cents per kilowatt hour, less twenty per cent discount for payment within ten days, or sixteen cents net per kilowatt hour as a "short hour" rate, and ten cents per kilowatt hour as the "long hour" rate. The "short hour" rate pertains for the first hour for the maximum number of lamps in use during the month, and the "long hour" rate applies on all current used in excess of the first thirty hours of maximum demand for the month. The "short hour" rate has been twenty cents per kilowatt hour prior to July 1, 1905, at which time the twenty per cent discount feature came into force.

The experience of companies furnishing current for illumination indicates that the average period for the use of current is about three hours per day. At the present rate, sixteen cents for the first hour and ten cents for each subsequent hour, the average rate per kilowatt is twelve cents.

#### TOTAL SALES IN KILOWATT HOURS BY EDISON AND COMMONWEALTH COMPANIES.

##### Illuminating—

Edison .....	29,460,700 kwh.
Commonwealth .....	9,618,800 "
Total .....	39,079,500 "

##### Power (not including R. R.)—

Edison .....	18,476,000 "
Commonwealth .....	4,923,000 "
Total .....	23,399,000 "
Total Edison .....	47,936,700 "
Total Commonwealth .....	14,541,800 "

Total sales both companies (not including R. R.) ..... 62,478,500 "

No investigation has been made with a view to fixing different rates for illuminating and power. Such a classification would be extremely difficult and technical. A very large percentage of the customers are illuminating customers. Competition may safely be depended upon to regulate the rates for large users of power, and even for illumination. The extensive user of current can install his own plant if he finds it to his interest to do so. In this respect the supplying of electrical current differs from the supplying of gas, telephone service, etc. It is the small user and the average user who need the protection afforded through the regulation of rates.



At the outset of the investigation several questions arose which the Committee found it necessary to submit to the Corporation Counsel for an opinion. The first of these relates to the right of the companies to differentiate in their rates. On March 3, 1906, Corporation Counsel Lewis submitted an opinion on this subject from which we quote as follows:

"Electric light companies may differentiate in their rates to customers, taking into consideration the amount of current supplied and the length of period during which it is supplied; I answer, yes, under conditions following:

"As the law stands at present, the companies have a right to differentiate, provided they make no unjust discrimination as to class or kind.

"Unjust discrimination is contrary to the common law and the constitution of the State, even in the absence of statute expressly prohibiting it.

"The rule is well established that public service corporations must treat all who are similarly situated alike.

"An electric company comes within the rule. In fixing its rates it must be both reasonable and impartial.

"I am therefore of the opinion that, in the absence of rates previously fixed by law, an electric company operating in this city is within its rights in differentiating at the present time, providing said differentiation is not apparently unjust."

The question of the construction of the term "maximum rate" as used in the statute was also submitted by the Committee to the Corporation Counsel; and also in this connection, whether a maximum rate must be a rate which would cover the cost of the manufacture and distribution of current to a consumer under the most extremely expensive conditions to the company. That is, whether a rate which would require the companies to supply current to any or a considerable number of customers at a loss would be regarded, legally, as a "reasonable" rate. On this subject we quote from an opinion rendered to the Committee by Assistant Corporation Counsel Hoyne, March 22, 1906, as follows:

"First—The city may by a contract-ordinance, or an ordinance in the form of a police regulation, without regard to the assent of the electric lighting companies, prescribe a single maximum rate for all classes of electric lighting service, or a schedule of maximum rates, differing according to the kinds of service supplied, provided the kinds of service or classes of customers be divided according to some real difference in conditions and surroundings.

"Second—The city by a contract-ordinance, or other ordinance, may fix maximum rates at such an amount as will result in the supply of electricity by electric lighting companies to some of its customers at less than cost, so long as it derives a reasonable profit from the operation of its whole system within the city.

"Third—Nor would an ordinance be invalid, in my opinion, even though the consumers supplied with electric light at little or no profit reached a considerable number, but it may be that an ordinance which compelled the furnishing of electric light at less than cost to forty or fifty per cent of the total number of patrons of the companies within the city would be held unreasonable."

After a number of preliminary meetings of the Committee and much general discussion on the subject, Mr. Beale, representing the companies, presented to the Committee on February 27, 1906, a proposition as a basis for an agreement between the companies represented by him, and the city. The proposition is herewith presented:

To the Committee on Gas, Oil and Electric Light of the City Council, Chicago:

GENTLEMEN—Responding to your request that the Chicago Edison Company and the Commonwealth Electric Company should submit to you a proposition for some reduction of their rates for supplying electricity, I beg to submit this statement on their behalf.

The position of the companies should be clearly understood, even if I have to repeat a little of what I have already said to you. The companies are not before you asking any new privileges from the City of Chicago. They have all the rights and privileges they appear really to need. They are endeavoring fairly and honestly to prosecute their legitimate business under their existing ordinances, one of which has more than forty years to run, and they wish merely to be justly treated, and not to be unduly interfered with. In the proper inquiry which you are conducting, and thus far in so fair a manner, the companies have met you frankly, and have given you all requested information, even opening to you their books and papers. They are engaged in large business enterprises, and under local ownership. They have heretofore conducted their business without controversy with the city, and they think that their entire course of dealing with the community, with the city, and with you, should have weight in their behalf.

While these companies are not affirmatively seeking anything from the city, and do not need any special privilege or concession or license from the city, there are certain minor things which the city could do, and which in my opinion it ought to wish to do, to facilitate their service to the public. There are some vexatious situations which might be eliminated without injury to anybody. If the city is willing to take favorable action in respect to these things, to which I will refer later, the companies are willing to try to meet your obvious desire for some reduction in the rates under which they supply electricity.

Hitherto before you these companies have merely been explaining and justifying their rates, particularly their varying or differential rates which they are well aware have not been clearly understood. They have pointed out to you the lawfulness of different rates adapted fairly to dissimilar circumstances and conditions, as may be seen by any one who will take the time to examine such cases as *Wagner v. City of Rock Island*, 146 Ill., 139; *Snell v. Clinton Electric Light, Heat and Power Company*, 196 Ill., 206; *City of Chicago v. Rogers Park Water Company*, 214 Ill., 212; *Mercur v. Media Electric Light, Heat and Power Company*, 19 Pa. Superior Court, 519; and *Metropolitan Electric Supply Company v. Ginder*, (1901, 2 Chancery, 799. And the reasons for differential rates have been quite fully shown.

The highest charge made by these companies for supplying electricity is twenty cents per kilo-watt hour—called by the companies their “full rate”—with a discount of twenty per cent therefrom for prompt payment of bills. This rate applies to “short hour” business, that is, to the use of electricity for an average of less than one hour per day. It is given without any minimum time or minimum quantity limit, but under it a consumer may have installed only one incandescent lamp, and may discontinue taking electricity at will. It sounds ridiculous, but it is the fact, that the companies have several times been called upon to install one incandescent lamp, and have done it. They have frequently had customers cease taking electricity after only a few weeks’ trial. Under such circumstances manifestly the companies are entitled to charge the highest reasonable rates.

But all their rates are sought to be proportioned to the cost of supply, and this cost varies widely. All sorts of conditions affect it, such as the length of time during which electricity is used, the quantity used, the time of the day or night when used, the steadiness or unsteadiness of the use, the duration and certainty of

use, the location of the premises supplied, etc. Perhaps the most important condition affecting cost is the length of daily use of the electricity. Any one having the slightest comprehension of the nature of the business will readily understand that it must be more expensive per hour to a customer during only one hour a day than to supply him with the same quantity of electricity for the same number of lamps during twelve hours a day. In the first case there would be unproductive investment for twenty-three hours, and in the other for only twelve hours, daily. The great factor in the cost of supplying electricity is the investment required. The necessary annual allowance against this investment, on account of the money put into it, for interest, for dividends and for a proper depreciation reserve, goes on whether the investment is active or idle. One half of the cost to these two companies of supplying electricity is due to this investment allowance, which is figured upon the actual expenditures of the company for investment account, not including any dividends upon any possible "watered" stock, nor any interest upon undivided surplus invested, nor upon funds reserved for depreciation, and invested. There is absolutely no "water" in the capitalization of the Chicago Edison Company. In the case of the Commonwealth Company, the only "water" is in its stock, where there was a considerable amount at the beginning; but as no dividends have ever been paid by the Commonwealth Company, and no earnings upon its stock are figured in ascertaining the cost of supplying electricity by that company, the existence or extent of this "water" is wholly immaterial. Notwithstanding this "water" the taxes of the companies are based upon a valuation of their property considerably in excess of their capitalization in stock and bonds. The payments of dividends upon stock and of interest upon bonds, if averaged over the full actual investment used, would be less than six per cent. The conservative methods of the companies in figuring the cost of supplying electricity is well illustrated by the fact that they credit to their general expense accounts all of the considerable amount of profits made by them in their merchandising business, as the law would not compel them to do.

The variation in the rates of the companies is not made to different consumers under like conditions, nor arbitrarily, nor as a means of favoritism. No undue preference is consciously given. The rates vary according to different conditions affecting the cost, and vary because the companies believe, and are advised, that it is not reasonable, or desirable, or just, to sell electricity to a consumer for ten cents per kilo-watt hour when the cost of supplying it to him may be fifteen cents, and at the same time to charge another consumer ten cents per kilo-watt hour when in the latter case the cost of supplying it may be only five cents. Under such circumstances uniform rates would be rank injustice to customers.

More than two-thirds of the customers of the companies in all classes of service take electricity from them by a form of contract, identical as to terms, under what is known as the Wright maximum-demand meter system. Under this arrangement the gross or full rate of twenty cents per kilo-watt hours is charged for a daily use of electricity not exceeding one hour, less the discount for prompt payment; but for all electricity taken in excess of an average daily use of one hour, the net rate is ten cents. The rates regulate themselves automatically according to the customer's use of electricity. If it is used two hours per day, the average rate becomes fifteen cents instead of twenty cents per kilo-watt hour, less a discount of twenty per cent for prompt payment upon the full rate portion of the bill. If the electricity is used for six hours a day, the average rate drops to eleven and two-thirds cents per kilo-watt hour, with the same discount. These rates are all for small quantities of electricity and regular discounts are allowed for increased quantities. Under this single form of contract referred to there are many customers (eight per cent of all, I think), such as occupants of small offices, taking from the companies,

at the gross rate of twenty cents per kilo-watt hour, electricity, which, as the companies figure, costs from twenty-four cents upwards. They figure that the electricity supplied to fifteen per cent of all their customers costs seventeen cents per kilo-watt hour, or more, and that the electricity supplied to forty per cent of their customers costs thirteen and one-half cents per kilo-watt hour, or more. This statement indicates the difficulty of making any considerable reduction in the rates to be charged for electricity in the high-cost classes of service.

The statute under which you are proceeding authorizes the fixing by ordinance of maximum rates for supplying gas and electricity. This language might possibly be held to mean that different maximum rates might be prescribed for different classes of service, but this is doubtful, and whether it be so, or not, it is obvious that for you to make an inquiry under which you could intelligently make an extended and a reasonable classification of the business of supplying electricity, and could fix proper rates according to such classification, would require you to sit for months and to engage in an enormous amount of work. I take it that the interest of the Committee, as well as the community, centers in incandescent lighting, which is the great bulk of the business of the two companies I represent, and that you are not likely to attempt to go further than to fix the maximum rate for the supplying of electricity by meter measurement, such as is common in substantially all incandescent lighting, and in the greater portion of arc lighting. Upon this supposition it is difficult to see how you could fix a lower maximum rate than the one already in use by these companies, which is now down to the basis of cost, or less, to a considerable percentage of their customers. Manifestly a maximum rate cannot lawfully be fixed against the consent of the companies at a figure which would compel the companies, as public service corporations, to sell electricity to large numbers of people without reasonable profit.

The average rate received by the companies for electricity sold during their last fiscal year, excluding from consideration, electricity sold for power to street railway companies, was seven and twenty-four one-hundredths cents per kilo-watt hour. This average return has been tending steadily downward for years. Ten years ago it was ten and twenty-six one-hundredths cents per kilowatt hour. Competition carries it downward for, contrary possibly to the general impression, these companies have much competition in their business. This competition does not come from other large companies, but from the great number of small plants scattered throughout the city, many of them being isolated plants whose owners supply electricity to their neighbors located within the same block. In the supplying of water, and of gas and of telephones, no similar competition is possible, on account of the large investment required. It is peculiar to the electric lighting business. The owner of a business building may put in an isolated plant for his own premises, and may, if he chooses, undertake to supply his immediate neighbors with electricity. The extent of this competition may be seen by reference to the last published report of the Chicago Department of Electricity (for 1904), where on page 54 it is shown that the jurisdiction of the department then extended over incandescent lamps to the number of 1,298,321, belonging to Central station companies, such as the Edison and Commonwealth Companies, and others, and over corresponding lamps to the number of 765,658 belonging to isolated plants. All of these isolated plants are of course competitors of the Edison and Commonwealth Companies in respect to the premises for which they were installed, and some of them are, as all of them could be, competitors for other business in their own immediate neighborhoods. In addition there have always been numerous small central station companies, some of which apparently have engaged or continued in business mainly for the purpose of ultimately being bought out by one of the two large companies. It will thus be seen that no monopoly exists

and that in the nature of things none can exist, in favor of these companies. To get business they must naturally keep their rates inviting for all classes of service and so the rates constantly tend downward.

These two companies desire to meet your wishes if they can reasonably do so, irrespective of your legal powers, and to that end if they can obtain from the city the concessions hereinafter referred to they are willing to acquiesce in action by the city limiting their gross or full maximum rate for the next five years to sixteen cents per kilo-watt hour, with a discount of twelve and one-half per cent from this rate during the next two years for prompt payment of bills, and a like discount of twenty-five per cent for the prompt payment of bills during the following three years—thus making the net maximum rate for the next two years fourteen cents per kilo-watt hour, and for the following three years twelve cents per kilo-watt hour. The companies are of the opinion that the proposed maximum rates are as low as they can now undertake to accept for the next five years. They would also be willing to lower their secondary rates to some extent, but probably not in the same proportion. For instance, during the next two years, if the net maximum rate were fourteen cents per kilo-watt hour, they would expect to lower their rate for the second and subsequent hours to nine cents per kilo-watt hour, and they might even be willing in the second year to reduce the secondary rate to eight cents per kilowatt hour. But reductions in their secondary rates would probably call for some revision of their "wholesale" schedules for large quantities of electricity, in respect to which they could hardly continue after such reduction in secondary rates to allow the same discounts as at present.

The companies must keep in mind possibly increasing prices for labor and materials, and various other contingencies. For instance, the possibility of a coal strike in a few weeks has compelled them to arrange for acquiring and storing a large quantity of coal at considerable extra expense, which must be borne whether the strike actually takes place or not. They must also keep in mind the financial requirements of the companies for improvements and extensions which are important to the community. This year the companies are increasing their investment by over \$4,000,000, and in the nature of things, they will probably expend at least \$10,000,000 or \$15,000,000 more in the next five years. All this expenditure is of advantage to the community and to consumers of electricity. They cannot be made unless the company can obtain money by keeping up its property and keeping its business sufficiently remunerative. The credit of the companies must be maintained, and the city is asked to treat them in such manner as to inspire confidence and not apprehension on the part of people having money to invest. Without large expenditures the service of the companies would gradually become inadequate and defective, and to some extent therefore it rests with the city to say whether their service shall continue to be first-class or shall tend toward the condition of the traction service.

It is worth while to refer to certain developments in electric lighting rates in New York. Something less than a year ago the New York Legislature passed an act prescribing maximum rates for electricity in New York City, under which act the maximum rate within the old city limits is ten cents per kilo-watt hour, and the maximum rate for substantially that portion of the city formerly known as Brooklyn is twelve cents per kilo-watt hour. That the Legislature acted somewhat inadvisedly and erroneously is quite widely believed; but the large lighting company operating in the old city limits, now the Borough of Manhattan, has undertaken to comply with the statutory requirement, and in so doing has, I understand, raised its low rates to quite an extent, something that could not be done in Chicago, because of the competition to which I have already alluded. The City of New York has for some time been considering the advisability of establishing a municipal lighting plant,

and it obtained estimates for the purpose, from a commission of eminent engineers. The figures of this commission in respect to the Borough of Manhattan are not pertinent here, because of peculiar conditions in that borough relating to the use of subways for electric conductors, and for other reasons, but they are significant in respect to Brooklyn, where, as I have stated, the maximum legal rate is now fixed at twelve cents per kilo-watt hour. The commission reported upon two different plants for Brooklyn, and showed that under either of them the annual lighting cost would be greater than the cost of obtaining electricity under the new law, although the commission figured interest charges at only three and one-half per cent, and depreciation reserve at only six per cent. Specifically, the commission said that with one plant the cost per kilo-watt hour for incandescent service would be thirteen and fifty-three one-hundredths cents per kilo-watt hour, and with the other plant fourteen and sixty-eight one-hundredths cents. In respect to either plant the commission said: "This high unit cost for incandescent service is due almost entirely to the short hours of burning in Brooklyn and Queens."

The concessions which the Chicago Edison and Commonwealth Electric Companies desire from the city are few, and I think unobjectionable from the city's standpoint. They are all really in the interest of the Commonwealth Company, which holds an ordinance running for a long term of years, with some features or omissions troublesome to the company, and not beneficial to the city. I am not aware at this moment that the Edison Company desires any concession at all. Its ordinance rights expire in a few years, and then or previously some legal arrangement will doubtless be made whereby the property and business of the Edison Company will be transferred to the Commonwealth Company. There is, I think, no legal objection to this merger at the present time, but it has not hitherto been thought important. So far as the ultimate interests in the two companies are concerned, they may for all practicable purposes be properly enough regarded as one company, and therefore whatever benefits the Commonwealth Company will eventually benefit the stockholders of the Edison Company.

The ordinance held by the Edison Company, passed before the annexations of 1889, requires underground conductors exclusively, while the ordinance of the Commonwealth Company permits overhead conductors in outlying portions of the city.

In Section 6 of the Commonwealth ordinance is a provision that "all overhead conductors used by said company shall be protected by guard wires or other suitable mechanical device or devices." How this provision became inserted in this ordinance I do not know, for the people who now own the Commonwealth Company had nothing to do with its passage or with the Commonwealth Company until long afterwards. But the provision never should have been inserted, and I have no doubt that the City Electrical Department, if consulted, would declare it to be quite as objectionable from the city's standpoint as it is from the standpoint of the Commonwealth Company. It never has been complied with, and never can be, for compliance with it would be quite impracticable, as well as undesirable. It would require the surrounding of an electric light wire with some number of other parallel wires above or below or beside it. You will readily see that instead of having one wire, therefore, this provision would require the company to add possibly two, three or four guard wires, thus increasing the number of wires which, under conceivable circumstances, might become "live" wires and thereby distinctly increasing the liability to accidents from such wires. There would be more wires to disfigure the streets and more wires to be blown down during storms. The city has never asked the company to observe this requirement, and never will ask it; but the embarrassment to the company is that in suits for personal injuries against the company relating to its wires plaintiffs, by merely

showing this requirement and proving non-compliance with it, establish that the Commonwealth Company has technically violated the municipal law in not installing the safe-guards called for by its ordinance. The provision is an absurd one, and ought to be stricken from the ordinance. The Commonwealth Company would be glad to have this done.

Another vexatious feature of the Commonwealth ordinance is the fact that it does not in express terms run in favor of "assigns." I have no idea that the Commonwealth Company would ever wish to assign its ordinance generally, but its mortgage or trust deed securing bonds is in effect such an assignment, and the absence of an express provision authorizing an assignment of the ordinance has heretofore frequently caused embarrassment in negotiating the sale of the company's bonds. Lawyers for prospective purchasers of bonds have objected to the absence of an express provision permitting the ordinance to be assigned, and while such lawyers, in this city and elsewhere, after thorough examination of the laws of this State, have decided in every instance that the Commonwealth Company could transfer its ordinance as security for its bonds, the question comes up anew every little while with some lawyer not previously familiar with the matter, and it has to be gone over again. The City of Chicago can have no possible interest in hindering a large concern like the Commonwealth Electric Company from borrowing money to develop and extend its enterprise, and the ordinance ought to be made assignable in express terms, so as to cover this point.

A third embarrassing feature of the Commonwealth Company ordinance is in its prohibition of the use of overhead conductors in the territory between Thirty-ninth and Fifty-fifth streets, and between Armour avenue and Lake Michigan, being mainly the Sixth Ward.

It is impossible for the company to do business in that territory with underground conductors exclusively, for the business is not sufficiently remunerative to justify the expense. In respect to this prohibition the essential question in its last analysis is, whether the people in that territory wish the companies to supply them with electric current or do not wish it. Hitherto this question has not been troublesome for when the Commonwealth Company began business it took over the property and rights of several electric lighting companies previously operating in the Village of Hyde Park and in the Town of Lake under ordinances from those municipalities authorizing the use of overhead conductors, and in this territory the Commonwealth Company, as the owner of the privileges conferred by those ordinances, has maintained the lines of poles with overhead wires which it acquired from the Hyde Park and Lake companies, with some probable extensions. The recent decision of the Illinois Supreme Court in the telephone case has now had an important bearing upon this matter, and if that decision stands the ordinance rights obtained from Hyde Park and Lake must be considered dead. The Commonwealth Company need not remain in that territory, but it would naturally be glad to do so. If it is desired that the company should withdraw from the locality the company would like to know that fact. The city has its own overhead construction there for various purposes, and it also makes use of the Commonwealth Company's poles, as well as of poles of other companies, for its wires. At the present time lines of poles and overhead wires are maintained there by the City Railway Company and by the Chicago Telephone Company. Years ago, at the request of the city, the different corporations concerned undertook to consolidate their lines and to make joint use of poles with a view to reducing the overhead construction as much as practicable. I do not suppose that the city has any intention of excluding overhead conductors entirely from the streets in that locality in the near future, and until it shall do this the Commonwealth Company would be

glad to maintain its overhead conductors there as heretofore. I have no doubt, personally, of the right of the city to require the removal of poles from the streets whenever such removal shall seem desirable, and whenever all companies using poles are treated alike, and this even though the original ordinance may permit the poles, but as long as overhead conductors are permitted to other corporations in this particular territory, and are also maintained there by the city itself, and the city does not wish to put its own wires underground, I think there can be no disadvantage to the city in permitting the Commonwealth Company to maintain overhead conductors there under reasonable limitations. This privilege is asked.

If this entire matter can be satisfactorily arranged, the Commonwealth Electric Company is willing to reduce its price to the city for the street arc lighting which it supplies from the present figure of \$103 to \$75 for each arc light, per year. The rates for current supplied by the companies to the city for other electric lighting were materially reduced some time ago, and no further reduction is practicable at the present time.

Very respectfully yours,

WM. G. BEALE,

February 27, 1906.

It is evident that the most useful and the most reliable information to be considered in fixing a rate for electricity is the information to be secured through an examination of the books and records of the Edison and Commonwealth Companies. Realizing this fact a sub-committee was appointed to confer with the president and counsel of the companies, to ascertain to what extent the City would be permitted to go, in securing such information from the companies. A conference was held at which Mr. Insull and Mr. Beale agreed that "if the Committee should decide to call in an electrical expert, that, providing the expert is of national reputation, one who would have no personal interest locally detrimental to our business, we should agree to show him, in confidence, any figures and books that he might want to see, or contracts that he might want to see in connection with our books, to enable him to make a report." It was further agreed that such expert should work in connection with City Electrician Carroll and that all the information required should be submitted to them in confidence.

The Committee selected as such expert Mr. Bion J. Arnold and the chairman was directed to arrange with him for his services. Engineers and accountants from Mr. Arnold's office took up the work under the direction of Mr. Arnold and Mr. Carroll. The books of the companies are audited monthly by a firm of certified public accountants, Stuart & Young. Therefore the figures as taken from the books of the company were assumed to be correct by our experts but not vouched for by them. Certificates regarding the correctness of such figures were also furnished Mr. Arnold by said accountants, Stuart & Young, and they are made a part of this report.

At a meeting of the Committee held on March 17, 1906, the report of Engineers Arnold and Carroll was submitted to the Committee. The report follows:

CHICAGO, March 16, 1906.

*Hon. Linn H. Young, Chairman, and Members of the Gas, Oil and Electric Light Committee, Chicago City Council:*

GENTLEMEN—The purpose of this report is to show the results of an investigation into the business of the Chicago Edison Company and of the Commonwealth Electric Company. This inquiry was made with the intention of getting informa-



tion which would enable your committee to report to the City Council a reasonable maximum rate for incandescent lighting that the above companies should justly charge.

This report does not cover power rates for motors, special business such as sign lighting, arc lights for streets, or electric railway business.

Owing to the limited time given us by you for this investigation all published figures, information and data furnished by the lighting companies have been taken, as we are informed by the companies that their books are audited monthly by public chartered accountants.\* It would take months for us to properly audit the books and check the figures submitted. Full detailed and, so far as can now be seen, correct information in reply to all questions has been cheerfully given by the companies, much of which has been of a confidential character.

From the apparent differences of opinion between the attorneys representing the City and those representing the lighting companies regarding the right of the City to compel the companies to accept less than cost upon any portion of their business, the City contending for this position and the companies against it, it seems necessary to divide this report into two parts, as follows:

First: What is a reasonable maximum rate on the assumption that the companies cannot be compelled to accept less than cost?

Second: What is a reasonable rate on the assumption that the companies can be required to serve a portion of their customers at less than cost, provided the returns on the total lighting business are reasonably profitable?

Before entering into a detailed discussion of these divisions it may be well to call attention to the following facts:

1. The City of Chicago depends upon the Chicago Edison Company and the Commonwealth Electric Company for a large part of its commercial electric lighting, and for all practical purposes, these two companies are the same.

2. There is very little complaint as to the quality of service which these companies are rendering. The highest grade of engineering skill, the most improved equipment and the latest advances in the art of generating and distributing and using the electric current have been combined by the liberal investment of capital, and the result is an electric lighting system which is to be commended for the reliability and quality of its service.

3. The use of large modern generators in large concentrated power stations is decreasing the cost of producing electrical energy, but transmitting it longer distances and distributing it over wider territories offsets this saving to a certain extent.

4. When the electric lighting business was new there was a general adoption of a maximum rate of twenty cents per kilowatt-hour. This rate has been gradually reduced in different cities, the most notable example being the recent action of the City of New York, where the maximum rate has been put at ten cents (10c) per kilowatt-hour in the borough of Manhattan, a congested district, and at twelve cents (12c) per kilowatt-hour in the borough of Brooklyn, where the distance of transmission is greater and the business more widely scattered.

5. In Chicago the use of the Wright demand system of metering and charging for electric lighting furnished by the Edison and Commonwealth Companies is

almost universal. With this system two meters are connected for each customer, one (the watt meter) to show the kilowatt-hours of electrical energy actually supplied during any month or other period, and the other (the maximum meter) to show the greatest demand made at any one time. Both meters are read monthly. The charge for current is made at the rate of twenty cents per kilowatt-hour for that amount of energy equal to a thirty hours' use of the capacity indicated by the maximum-demand meter, and at the rate of ten cents per kilowatt-hour for all current in excess of this amount. The maximum charge is subject to a discount of 20 per cent for the prompt payment of the bill, and the low rate charge is subject to varying discounts according to quantity used. No minimum is charged. The original installation of lamps and lamp renewals are furnished free.

The intention of this system of charging is to make good customers of all users—that is, as far as possible, to make each customer pay not only for the cost of actually producing his current but also to stand his equitable share of the fixed charges upon the investment which it has been necessary to make in order to get ready to serve them. The demand meter differentiates between "short-hour" users and "long-hour" users, and gives the benefit of the lower or secondary rates to a customer only after he has paid for sufficient current at the maximum rate to reimburse the company for the use of its capacity as indicated by the maximum meter.

The necessity of some such system of charging arises from the fact that electric companies must manufacture the most of their product only as required, and, therefore, cannot in fairness to themselves or to the community, charge a flat rate similar to that of the gas companies, who can manufacture gas at a uniform rate and store it in gasometers. Storage batteries are used by electric companies to accomplish a similar object, but the cost of batteries prohibits their use for any considerable amount of the load. There are a number of systems of charging in use in different cities, all of which have been adopted with the idea of dividing the charge for current into two parts, one varying with the fixed expenses on the entire system, and the other varying with the output of the generating plant. The system now in use in Chicago was adopted after a careful investigation and has been thoroughly introduced so that at present over 95 per cent of the lighting customers of the two companies are served through the double meters.

It should be pointed out, however, that the movement to reduce the maximum rate and the system of charging provided by the Wright maximum meter are diametrically opposed. To reduce the maximum would ordinarily mean to equalize the schedule of rates, that is, if the maximum is reduced and the income remains the same, then the minimum must be correspondingly increased, the movement being toward a flat or uniform rate, and this is exactly what the advocates of the Wright demand system are trying to get away from.

The working out of the Wright demand system to its logical conclusion would mean that each customer would stand on his own feet and pay for the actual and equitable cost of his service, plus a profit, and if this could be done the supply companies would be doing no part of their business at a loss, but this cannot be accomplished if a limit is put on the maximum charge.

On the other hand, if the maximum charge is reduced, the lighting companies will be forced to do a certain amount of their business at a loss, that is, the "short-hour" consumers—who are the ones most affected by the maximum rate—

will be getting their current at less than actual cost, and the loss must be made up by a reduction in income or by making higher than would otherwise be necessary the rate to the "long-hour" consumer.

Theoretically each customer should pay for his own service, and as the Wright demand system aims to accomplish this result, it is theoretically a step in the right direction. On the same theory, however, every merchant should charge proportionately more for the delivery of small purchases than for larger ones,—that is, if a pound of coffee or a yard of silk is delivered by itself a higher charge per pound or yard should be made than would be the case if this small purchase were to be delivered with a larger bill of goods. This policy would not be considered good business. As other merchants consider it to their interest to do a certain amount of their small business at a loss it is not surprising to find that public sentiment is in favor of reducing the maximum rate for lighting, even if the supply company must make up this loss by a slightly larger charge than would otherwise be made upon their larger sales.

The problem, therefore, resolves itself into the establishing of a fair balance. The desire of the lighting companies is to make each customer pay his own bills, and therefore, they wish to maintain a schedule with a high maximum and a low minimum. The sentiment of the public is apparently to reduce the maximum so as to give the greatest number of customers the benefit of a comparatively lower rate, even if this benefit is to be secured at a loss to the companies, or at the expense of the wholesale customers. The question, therefore, involves the rights of the "short-hour" customer, of the "long-hour" customer, of the wholesale customer, and of the producer, and should not be settled entirely in favor of any one and at the expense of the others.

As already indicated the discussion of the problem has been divided into two parts:

First: What is a reasonable maximum rate on the assumption that the companies cannot be compelled to accept less than cost?

1. The maximum rate of the Edison and Commonwealth Companies at the present time is 20 cents per kilowatt-hour, with 20 per cent discount on the maximum part of the bill for prompt payment, leaving a net maximum rate of 16 cents per kilowatt-hour.

2. The 20 per cent discount for prompt payment has been in force since July 1, when it was put into effect with very little publicity. This discount practically means the reduction of the maximum rate from 20 cents to 16 cents, or a reduction 20 per cent in the maximum rate has been made during the last year.

3. There are two ways to alter the present maximum rate:

- a. By changing the maximum part of the rate to 15c, to 14c, to 13c, to 12c, to 11c, or to 10c, as may be agreed, leaving the secondary part of the rate at its present amount, viz.: 10c. The reduction of the maximum rate in this way to 10c without changing the secondary rate would thus ultimately result in a "flat" rate which would treat all customers alike irrespective of the amount or character of their demands.

- b. By changing the time during which the demand registered by the maximum meter must be used before the customer gets the benefit of the secondary or lower rate. At present this maximum demand (in kilowatts) is multiplied by 30 (hours) to get the kilowatt-hours which must be used at the maximum rate before the secondary rate is applied. This 30 hours might be reduced to 20 hours, to 15 hours, or to 10 hours, and the

result would be to reduce the customer's bill. It should be borne in mind that the maximum-demand meter does not indicate the length of time during which this greatest demand continues. Whether or not his system works an injustice depends upon the character of the customer's load. For instance, in the case of a flat owner using his maximum number of lights for only two or three evenings in a month the practice of charging for 30 hours' use of this maximum capacity would be wrong, but to a restaurant keeper using his maximum capacity for four or five hours a day, or 150 hours per month instead of thirty, the practice of using the constant 30 is not unfavorable to the user.

4. There can be no doubt that with the maximum rate as at present that some customers are served at a loss. In fact figures have been compiled by the companies showing that a large percentage of their customers are supplied at present at less than cost. In spite of this fact, however, the companies have evidently thought it best to reduce their maximum rates, which indicates their willingness to do a certain amount of business at a loss. If this is "reasonable," how far can it be carried?

5. No attempt has been made in this investigation to discuss at length the minute details of the method used by the companies in figuring their costs to their smaller customers. A very cursory examination of the subject will lead to the conclusion at once that some of the business is carried on at a loss. To discover and agree exactly just how many customers are now being served at a loss, and how many more would be included in the losing class by a reduction of maximum rate to any lower rate, would require much more time than has been available for the present analysis. We are satisfied, however, that quite a number (perhaps 25 per cent) of the customers are not producing a profit. A reduction in the maximum rate will naturally increase the number of customers in this class, which number is claimed by the companies to be at the present time over 10,000.

6. Although the numbers of customers getting served at a loss may appear large, the total amount of actual loss to the companies when measured in dollars compared to the total income from all lighting customers is small, for it is only those using a small amount of current that are supplied at a loss.

7. It is only by arbitrarily reducing the maximum rate in one of the ways indicated above that the "short-hour" customers will get the benefit of advances made in the art. For instance, the actual cost for fuel used in producing the electric current of the companies under discussion is such a small proportion of the total cost of supplying a small or "short-hour" customer that if some method were discovered whereby the cost of fuel could be entirely eliminated, the investment remaining the same as at present, the reduction in the maximum rate, if the entire benefit were to be given to the customers, would only amount to  $\frac{1}{2}$  cent per kilowatt hour. To a customer paying the 16-cent rate this reduction would not be material, while to a wholesale customer getting energy say at 4 cents per kilowatt-hour, a reduction of  $\frac{1}{2}$  cent per unit would produce a considerable saving.

8. Improvements are being made in the art of generating and distributing electrical energy which are gradually decreasing the cost. The volume of the electric lighting business in Chicago is increasing rapidly, and this increase is gradually decreasing the cost of each unit of current distributed. The larger sizes of the generating units now available make the cost of getting ready to serve each customer less each year. The use of batteries to insure reliability of

service and the extension of the circuits into larger and more sparsely settled territory are offsets, however, to the general tendency toward a reduction of cost.

9. If the contention is made and maintained that the companies are not to be expected to do any business whatever at a loss, then the present maximum rate cannot be reduced. If the question is how much of their business they can be expected to do at a loss, then the answer can only be scientifically determined by going more deeply into their affairs than has been done thus far in this discussion. It is only by taking a broad view of the entire business that a conclusion can be arrived at as to whether the maximum rates can be reasonably reduced.

Second: What is a reasonable rate on the assumption that the companies can be required to serve a portion of their customers at less than cost, provided the returns on the total lighting business are reasonably profitable?

1. There are a large number of combinations of the maximum and minimum rates which can be made. As we understand the proposal of the companies, it seems that they are willing to agree, under certain named conditions, to reduce their present rates of 16 cents and 10 cents to a maximum of 14 cents and a secondary of 9 cents for the next two years, with a further reduction to 12 cents for the maximum rate and 8 cents for the secondary for the last three years of the next five-year period.

2. In order to show the relative influence of these suggested rates upon the income of the companies as compared with other rates, including a flat rate of 10 cents per kilowatt hour, the following table has been compiled:

Possible Changes in Rates In Cents per Kilowatt-Hour.	Relative Total Income at Various Rates.	Percentage Decrease in Total Income at Various Rates.
20 and 10.....	100.0%	None
16 and 10.....	92.8	7.2%
16 and 10—with 10 hrs. time limit, 14 and 10.....	89.2	10.8
14 and 9—Suggested by companies for 2 years, 12 and 10 .....	85.8	14.2
14 and 8, 12 and 9, 10 and 10 flat rate.....	82.3	17.7
14 and 7, 12 and 8—Suggested by companies for last 3 years .....	78.8	21.2
12 and 6.....	71.6	28.4

3. The above table shows that:

a. The reduction in rates already in force and made voluntarily by the companies amounted to a reduction in their gross income from lighting of 7.2 per cent. This does not include the loss sustained by waiving their minimum charge, which was done at the same time.

b. The reduction of rates for the first two years to 14 cents and 9 cents, as suggested by the companies, means a further reduction of 7 per cent from their original income, or a total reduction of 14.2 per cent.

c. The reduction to 12 cents and 8 cents as suggested by the companies, means a further reduction amounting to a total of 21.2 per cent of their income.

d. This last rate of 12 cents and 8 cents is actually less than a flat rate of 10 cents per kilowatt-hour, on account of the fact that the amount

sold at the secondary rate averages twice the amount sold at the primary rate, so that under these conditions a rate of 12 cents and 8 cents is the same as an average flat rate of 9 1/3 cents.

e. A reduction of rates to 12 cents and 6 cents would mean a 28.4 per cent decrease in an income based on a rate of 20 and 10.

f. Either of the combinations of rates (14 and 8) or (12 and 9) are an exact average of the two sets of rates proposed, that is (14 and 9) and (12 and 8).

4. To determine whether or not it would be reasonable to ask the companies to do more at this time than they have indicated their willingness to do, a careful study and analysis has been made of the figures which they have submitted with the following results:

a. The full valuation of the properties and franchises as fixed by the Board of Equalization for taxation purposes is \$25,707,000.

b. To make an inventory in order to get at the exact physical value of the properties, or to make an estimate of a replacement value would take more time than has been allowed for this investigation.

c. The sum total of the outstanding bonds and stocks does not exceed the published investment upon which interest and dividends are paid. That is, dividends are not paid upon stock which represents the value of the franchise. No bonds or stock have been recalled, however, to take care of depreciation.

d. Interest at the rate of 5 per cent is paid on the bond issue and dividends at the rate of 8 per cent annually are paid on the stock issued. The average annual charge for interest and dividends is 6.5 per cent on the total par value of the bonds and stock.

e. The surplus earnings over and above interest charges are allowed to remain in the property to overcome the depreciation. The accumulated surplus and depreciation account amounts to about one-half of a theoretical depreciation account calculated on a basis of 6 per cent per annum. In other words, it appears from the figures submitted that the companies have not been earning sufficient surplus to equal an annual average depreciation of 6 per cent. (Land is not included in the depreciation calculation.)

f. The lighting load is increasing at about the rate of 7,500,000 kilowatt-hours each year.

g. The operating costs are decreasing gradually as improvements are made and economies are introduced, but the income per kilowatt hour has decreased in about the same proportion, which means that the large users and not the companies have been getting the larger proportion of the benefit of the increased economies due to the improvements.

h. The investment per kilowatt of connected load is now only about one-half as much as it was five years ago and it is mainly on account of this decrease in investment per unit of capacity that the price per unit of energy sold may be expected to decrease.

i. The percentage of current sold compared to the amount generated is decreasing instead of increasing. This is due to an increase in transmission and sub-station losses incidental to serving a larger territory.

j. The ratio of net earnings to gross earnings of the Chicago companies

is slightly less than the average of a number of lighting companies in other large cities.

5. After a very careful study of the situation the conclusion reached is that the Edison and Commonwealth Companies can afford to reduce their lighting rates.

If there is no desire on the part of the City to embarrass these companies in their efforts to extend their lines and to render efficient and reliable service then their offer to reduce their rates to 14 cents for the maximum rate, and 9 cents for the secondary rate, for two years from the present time, and to 12 and 8 cents for the next following three years, may be considered reasonable and fair.

A thorough investigation of the affairs of the companies might show that these companies could afford to reduce their rates to 10 cents and 5 cents (equivalent to a flat rate of 6 2/3 cents), but from all figures which have been submitted this rate at the present time would be a hardship and would probably seriously embarrass the companies, but it is reasonable to expect that the companies can afford to and probably will eventually reach this latter rate.

The above conclusions have been reached as a result of a ten-day analysis of the figures submitted by the companies. As it would take at least three months to thoroughly investigate the accounts, methods and valuations in order to arrive at a scientific conclusion based upon knowledge which we could prove to be correct, we make no specific recommendations.

Respectfully submitted,

(Signed)

BION J. ARNOLD,

(Signed)

WM. CARROLL.

The conclusion of the experts is shown in the second paragraph of the last subdivision, number five, of the report, in which they suggest that the rates proposed by the companies "may be considered reasonable and fair." No specific recommendation is made for the reason expressed in the last paragraph of the report.

After thorough discussion the Committee asked the representative of the companies to have the companies consider the following proposed schedule of rates:

	Short Hour.	Long Hour.
First year .....	14 cents	9 cents
Second year .....	14 cents	8 cents
Third year .....	12 cents	7 cents
Fourth year .....	12 cents	6 cents
Fifth year .....	12 cents	6 cents
Average .....	12.8 cents	7.2 cents

The companies were requested to consider these rates first on the basis of the average rate, approximately, thirteen cents "short-hour" and 7 cents "long-hour," and secondly, as graduated rates as shown above. After consideration, the companies refused to accept the rates thirteen cents and seven cents for the full period of five years, but indicated consent of the scale of graduated rates.

The rates as proposed by the Committee and accepted by the companies are equivalent to a flat rate of 9 cents per kilowatt hour. The present rates maintained

by the companies, 16 cents and 10 cents, are equivalent to an average rate of 12 cents. The proposed rates, therefore, mean an average reduction of 25 per cent.

The rates fixed by the State Commission in New York are 10 cents for the borough of New York and 12 cents for the borough of Brooklyn. In New York the territory supplied is densely built up, while in Chicago the territory covered by the companies is much greater in area and much less thickly populated. As compared with New York, therefore, the proposed rates certainly seem reasonable.

The proposition submitted by the companies carries with it the request for three changes in the Commonwealth ordinance. The Commonwealth ordinance does not in expressed terms run in favor of "assigns." For this reason it is claimed that the company meets with some embarrassment in negotiating the sale of bonds. The companies claim a present right to consolidate in case they so desire. They, however, request the removal of any possible doubt regarding such right.

Under the Commonwealth ordinance a compensation of three per cent on gross receipts is payable to the City. In the ordinance under which the Edison Company operates there is no provision for compensation to the City. A provision of the accompanying ordinance compels payment of compensation on the entire business of the consolidated company in case of consolidation.

The Commonwealth ordinance was passed June 28, 1897, and runs for a period of fifty years. The Chicago Edison Company operates under an ordinance granted to the Western Edison Company, March 28, 1887, for a period of twenty-five years, expiring in 1912.

The question of the rights of the City as affected by such proposed consolidation was referred to the Corporation Counsel, and an opinion was rendered to the Committee by Mr. Hoyne under date of March 21, 1906. We quote from the opinion as follows:

"It has at least been open to question whether the City of Chicago, which holds the streets of the City as trustee for the public, has, in the absence of express legislative power, the right to grant a franchise or license to a street lighting company for the term of fifty years. Under its power to regulate the use of the City's streets, etc., the City may make grants for a reasonable time to electric lighting companies. It is a difficult matter to determine what time would be a reasonable time. It is certainly open to question whether fifty years is not an unreasonably long time to make any such grant, and in considering the reasonableness of such a grant we must look to the public policy of our State—in the absence of a better guide—as expressed in its constitution and statutes.

"It must be understood that I am not claiming that the decision of the Supreme Court of this State have ever decided what length of time is a reasonable period to insert in a grant of special privileges in the public streets, and what is unreasonable. The question has never been raised, so far as I am aware, in this State, but in other states contracts between a municipality and a private person or corporation, relating to the use of streets, have been declared unreasonable and void where they cover periods of thirty years and more. The matter being doubtful, should the City now, by any amendment to the ordinance of the Commonwealth Electric Company ratify, or apparently ratify, a grant which may be illegal? I think not, unless the City gains thereby concessions of some value.



"I would suggest to your Committee that, inasmuch as the Chicago Edison Company and the Commonwealth Electric Company are practically one, any amendment to the ordinance of the Commonwealth Electric Company which would permit a practical consolidation of the two companies should be conditioned upon an agreement, expressed in unambiguous terms, to pay compensation on the total business done by both companies.

"It has been my endeavor here merely to point out that the City has some rights which may be affected by the proposed amendment, however doubtful they may be, and that it is preferable that an amicable settlement out of court be arranged between the City and the electric lighting companies. I believe litigation is to be avoided, and I see no reason in view of the present spirit of these companies why it is necessary."

In the opinion of your Committee the business of supplying electricity is a natural monopoly, as much so as the business of supplying gas, telephone service, street railway transportation, etc. The control and regulation of such business by the City is much easier when in the hands of a single company. The service to the public is much more satisfactory. Doubtless the Edison Company could transfer its business and property to the Commonwealth Company, today, without question of legal interference, and it would probably do so if it were not for the fact that under such consolidation the City would proceed to collect compensation on the entire business of the consolidated company.

Mr. Hoyne stated orally before the Committee that:

"Where two or three or four corporations are controlled by the same people and are engaged in any business whether it is gas or electric lighting, and there is no real competition between them, why, I think it easier for the City to enforce their laws against them when they are consolidated than when they are single."

During the same session of the Committee Mr. Hoyne made the following statements:

"In 1912, when the Edison ordinance expires, if the City Council should say to the Edison Company, 'now, we do not want to give you any more franchises; we are going to put you out of business;' I assume that the Edison Company would sell lines and everything it had to the best purchaser it could find, and it could probably find one next door, in the Commonwealth."

For these reasons your Committee sees no serious objection to the consolidation of the two companies, and it believes that in the future matters would be greatly simplified thereby.

In view of the possible objections, however, on the part of the members of the Council, to such merger, the representative of the companies made a further subsequent proposition to the Committee, to the effect that the rates specified in the original proposition made by the companies would be accepted without the proposed concessions by way of amendments to the Commonwealth ordinance, and an ordinance prescribing such rates is attached to this report as an alternative proposition to be considered by the Council if it cares to do so.

The Commonwealth ordinance requires underground construction in the territory between 39th street and 55th street and between Armour avenue and the Lake. The Commonwealth Company has been operating in this territory under franchises which it took over from small companies previously existing in that locality. These franchises were granted before annexation to the City and hence

are no longer in effect according to the recent decision of the Supreme Court of the State.

To compel the Commonwealth Company to remove its overhead construction in the territory referred to, would immediately deprive the people of that locality of electric lighting service. It has been suggested, therefore, that the Commonwealth Company be permitted to continue the use of overhead construction until such time as the City shall require other public service corporations, excepting street railways, in the same locality to place all construction underground. A provision of this character is made in the attached ordinance.

The Commonwealth ordinance has a provision to the effect that wires crossing public ways must be surrounded by "guard wires." This provision of the ordinance has never been enforced, and is considered impracticable by the experts who advised the Committee. Instead, provision is now made that the installation and maintenance must be in accordance with the best and most modern methods followed by efficient electrical engineers in construction of the same character.

At the present time, the City is paying the companies \$103 per year, per light for street lighting. In the proposed ordinance a price of \$75 per year is provided for. This is a very substantial reduction in the cost of street lighting furnished by the companies.

Several "Exhibits" are attached to this report and made a part of the same. Much valuable information is contained therein. The "Exhibits" are as follows:

"Exhibit A"—Reports to Stockholders of Chicago Edison and Commonwealth Electric Companies for year ending March 31, 1905; also certificates of certified public accountants.

"Exhibit B"—Reports on Chicago Edison and Commonwealth Companies as printed in Investors' Manual for 1905.

"Exhibit C"—Estimated cost of operating H. N. May city plant, presented by City Electrician Wm. Carroll.

"Exhibit D"—Information and data furnished the Committee by City Statistician Hugo Grosser, regarding rates charged for electric current in other cities.

"Exhibit E"—Tabulated statement showing elements of cost in the supplying of electric current in other cities and in Chicago—both through private and municipal plants. Supplied by City Statistician Hugo Grosser.

Herewith attached are three ordinances; the first, a general ordinance, establishing a single maximum rate; the second, a contract ordinance, prepared in accordance with the agreement reached between the Committee and the representative of the companies; the third, the alternative ordinance referred to in an earlier part of this report.

After what the Committee regards as a very careful and thorough consideration of the subject of reasonable rates for electricity, your Committee respectfully submits this report and recommends the passage of the first two ordinances hereto attached.

COMMITTEE ON GAS, OIL AND ELECTRIC LIGHT,

LINN H. YOUNG,

*Chairman.*

March 26, 1906.

**"EXHIBIT A."**

To the Stockholders of Chicago Edison Company:

The directors herewith submit a report and a condensed balance sheet and income account for the fiscal year ending March 31, 1905.

The following table shows the company's connected business for the past twelve years:

Equivalent 16 C. P. lamps, connected March 31, 1894.....	238,124
Equivalent 16 C. P. lamps, connected March 31, 1895.....	272,410
Equivalent 16 C. P. lamps, connected March 31, 1896.....	315,732
Equivalent 16 C. P. lamps, connected March 31, 1897.....	355,140
Equivalent 16 C. P. lamps, connected March 31, 1898.....	436,083
Equivalent 16 C. P. lamps, connected March 31, 1899.....	489,583
Equivalent 16 C. P. lamps, connected March 31, 1900.....	594,202
Equivalent 16 C. P. lamps, connected March 31, 1901.....	732,235
Equivalent 16 C. P. lamps, connected March 31, 1902.....	901,848
Equivalent 16 C. P. lamps, connected March 31, 1903.....	1,138,866
Equivalent 16 C. P. lamps, connected March 31, 1904.....	1,307,631
Equivalent 16 C. P. lamps, connected March 31, 1905.....	1,475,699

The earnings and expenses for the fiscal year ending March 31, 1905, have been as follows:

Gross earnings (including merchandise sales).....	\$4,051,082 20
Expenses (including cost of merchandise sales).....	2,627,468 26
Earnings for the year.....	\$1,423,613 94

Charges Against Earnings—

Interest on bonds and debentures.....	\$360,232 28
Dividends .....	789,262 00
	<hr/> \$1,149,494 28
Balance .....	\$ 274,119 66

To provide for the growth of the company's business, the authorized capital stock of the company was increased during the year to \$15,000,000, and new stock to the amount of \$1,972,840 was offered for subscription, at par, and subscribed for by stockholders, payable in installments. Of this total subscription, \$1,354,449 was paid in during the year. Additional first mortgage bonds were also issued and sold to the amount of \$500,000.

Appended will be found a certificate of audit of the company's books and accounts, with condensed statement of earnings and expenses, and balance sheet for the fiscal year, submitted after an examination made by Messrs. Stuart & Young, public accountants.

By order of the board,

SAMUEL INSULL,  
President.

Chicago, May 15, 1905.

To the President and Board of Directors of the Chicago Edison Company:

Dear Sirs—We have audited the books and accounts of the Company for the year ending March 31, 1905, and submit condensed statement of earnings and expenses, showing, after allowing for repairs and renewals and charging off machinery and plant which have been abandoned, net earnings for the year of \$1,423,613.94.

We also present balance sheet as of March 31, 1905, which we certify to be correct in accordance with the books. All capital expenditure for the year has been properly charged.

Yours faithfully,

STUART &amp; YOUNG,

Public Accountants.

## CHICAGO EDISON COMPANY.

## EARNINGS AND EXPENSES.

Gross earnings (including merchandise sales).....	\$4,051,082 20
Expenses (including cost of merchandise sales).....	2,627,468 26
Net earnings for the year.....	\$1,423,613 94

## SURPLUS.

Balance surplus, March 31, 1904.....	\$ 797,088 82
Net earnings, year ending March 31, 1905.....	\$1,423,613 94
Less:	
Special depreciation reserve.....	\$ 100,000 00
(Under the terms of the trust deed of the company's general mortgage.)	
Debenture and bond interest....	360,232 28
	460,232 28
	\$ 963,381 66
Dividends Paid—	
May 1, 1904, 2 per cent on \$9,865,700	\$ 197,314 00
Aug. 1, 1904, 2 per cent on \$9,865,800	197,316 00
Nov. 1, 1904, 2 per cent on \$9,865,800	197,316 00
Feb. 1, 1905, 2 per cent on \$9,865,800	197,316 00
	\$ 789,262 00
	\$ 174,119 66
Surplus, March 31, 1905.....	\$ 971,208 48

JOHN H. GULICK,

Acting Auditor.

## CHICAGO EDISON COMPANY.

CONDENSED BALANCE SHEET, MARCH 31, 1905.

<b>Assets—</b>		
Plants, real estate, royalties and franchises.....		\$18,532,752 61
Work in progress and material (less collections on account).....		511,535 32
Open accounts .....		88,782 12
<b>Current Assets—</b>		
Accounts and bills receivable.....	\$ 478,495 50	
Cash .....	597,257 12	
		<hr/> 1,075,752 62
		<hr/> \$20,208,822 67
<b>Liabilities—</b>		
<b>Capital Stock—</b>		
Full paid stock issued.....	\$9,865,800 00	
Payments on stock subscriptions.....	1,354,449 00	
Fractional scrip .....	80 00	
		<hr/> \$11,220,329 00
Five per cent first mortgage gold bonds.....		5,500,000 00
Six per cent debentures .....		1,483,000 00
Real estate mortgage .....		40,000 00
Depreciation reserve .....		790,000 00
(Under the terms of the trust deed of the company's general mortgage.)		
<b>Current Liabilities—</b>		
Accounts payable .....	\$ 40,125 19	
Bond interest accrued, matured, and unpaid.....	164,160 00	
		<hr/> 204,285 19
Balance surplus, March 31, 1905.....		971,208 48
		<hr/> \$20,208,822 67

In addition to the liabilities given above, the company guarantees the principal and interest on \$227,000 and the interest (but not the principal) on \$33,000 of the bonds of the Chicago Sectional Electric Underground Company in part consideration of its lease of certain conduits belonging to the Underground Company.

The company has also guaranteed the principal and interest on \$500,000 of five per cent debentures received from the Commonwealth Electric Company in payment of certain indebtedness, and sold by the Chicago Edison Company on February 1, 1902.

JOHN H. GULICK,  
Acting Auditor.

STUART & YOUNG, 1833 Monadnock Block,  
CHICAGO, 19 March, 1906. }

To Bion J. Arnold, Esq., Chicago:

DEAR SIR—We beg to hand you herewith printed copy of our report of the Chicago Edison Company, for the year ending March 31, 1905, to which is attached our certificate as to the correctness of the accounts therein presented.

As public accountants we audit this company, making monthly examinations of their books and affairs.

In further explanation of our printed certificate we should add that we found all capital and operating expenses for the year to be properly made and duly vouched and all income to be duly accounted for.

Yours faithfully,

STUART & YOUNG.

(Enclosure.)

*To the Stockholders of the Commonwealth Electric Company:*

The directors herewith submit a report and a condensed balance sheet and income account for the fiscal year ending March 31, 1905.

The following table shows the company's connected business for the past six years:

Equivalent 16 C. P. lamps, connected March 31, 1900.....	178,950
Equivalent 16 C. P. lamps, connected March 31 1901.....	236,102
Equivalent 16 C. P. lamps, connected March 31, 1902.....	341,355
Equivalent 16 C. P. lamps, connected March 31, 1903.....	447,507
Equivalent 16 C. P. lamps, connected March 31, 1904.....	604,194
Equivalent 16 C. P. lamps, connected March 31, 1905.....	727,975

The earnings and expenses for the fiscal year ending March 31, 1905, have been as follows:

Gross earnings (including merchandise sales).....	\$1,816,765 61
Expenses (including cost of merchandise sales).....	1,228,403 91
<b>Earnings for the year .....</b>	<b>\$ 588,361 70</b>
<b>Charges against earnings (interest on bonds and debentures).....</b>	<b>\$ 305,069 44</b>
<b>Balance .....</b>	<b>\$ 283,292 26</b>

To provide funds for the needed extensions of the company's business, the outstanding stock of the company was increased during the year by the amount of \$500,000, and its outstanding first mortgage bonds were increased by a like amount.

The year's experience with the new turbine generating station at Fisk street, near 22d street, on the south branch of the Chicago river, has confirmed the expectations of the directors, and abundantly justified its establishment. This station must naturally be steadily enlarged, and arrangements have already been made for the installation of a fourth turbine during the coming fiscal year.

Appended will be found a certificate of audit of the company's books and accounts, with condensed statement of earnings and expenses, and balance sheet for the fiscal year, submitted after an examination made by Messrs. Stuart & Young, public accountants.

By order of the board,

SAMUEL INSULL,  
President.

CHICAGO, 15th May, 1905.

*To the President and Board of Directors of the Commonwealth Electric Company:*

DEAR SIRS—We have audited the books and accounts of the company for the year ending March 31, 1905, and submit condensed statement of earnings and

expenses, showing, after allowing for repairs and renewals and charging off machinery and plant which have been abandoned, net earnings for the year of \$588,361.70.

We also present balance sheet as of March 31, 1905, which we certify to be correct in accordance with the books. All capital expenditure for the year has been properly charged.

Yours faithfully,

STUART & YOUNG,  
Public Accountants.

### COMMONWEALTH ELECTRIC COMPANY.

#### EARNINGS AND EXPENSES.

Gross earnings (including merchandise sales).....	\$1,816,763 61
Expenses (including cost of merchandise sales).....	1,228,403 91
Net earnings for the year.....	\$ 588,361 70

#### SURPLUS.

Balance surplus, March 31, 1904.....	\$ 568,872 01
Net earnings for year ending March 31, 1905.....	\$ 588,361 70
Less:	
Special depreciation reserve.....\$	102,000 00
(Under the terms of the trust deed of the company's general mortgage.)	
Interest on bonds and debentures	305,069 44
	<u>407,069 44</u>
	181,292 26
Surplus, March 31, 1905 .....	\$ 750,164 27

JOHN H. GULICK,  
Acting Auditor.

### COMMONWEALTH ELECTRIC COMPANY.

#### CONDENSED BALANCE SHEET, MARCH 31, 1905.

#### ASSETS.

Plants, real estate and franchises.....	\$14,041,819 51
Work in progress and material.....	174,985 15
Open accounts .....	39,611 00

#### CURRENT ASSETS.

Accounts and bills receivable .....	\$ 146,749 32
Cash .....	102,110 67
	<u>248,859 99</u>
	\$14,505,275 65

## LIABILITIES.

Capital stock .....	\$6,750,000 00
Five per cent first mortgage gold bonds.....	6,000,000 00
Five per cent debentures .....	500,000 00
Real estate mortgages .....	180,000 00
Depreciation reserve .....	195,500 00

(Under the terms of the trust deed of the company's general mortgage.)

## CURRENT LIABILITIES.

Accounts payable .....	\$ 31,505 60	
Municipal compensation .....	44,739 10	
Bond interest accrued, matured, and unpaid.....	53,366 68	
		129,611 38
Balance surplus, March 31, 1905.....		750,164 27
		<hr/>
		\$14,505,275 65

JOHN H. GULICK,  
Acting Auditor.

STUART & YOUNG, 1633 Monadnock Block,  
CHICAGO, 19 March, 1906.}

To Bion J. Arnold, Esq., Chicago:

DEAR SIR—We beg to hand you herewith printed copy of our report of the Commonwealth Electric Company, for the year ending 31 March, 1905, to which is attached our certificate as to the correctness of the accounts therein presented.

As public accountants we audit this company, making monthly examinations of their books and affairs.

In further explanation of our printed certificate we should add that we found all capital and operating expenses for the year to be properly made and duly vouched and all income to be duly accounted for.

Yours faithfully,

STUART & YOUNG.

(Enclosure.)

"EXHIBIT B."

1904-1905.

## CHICAGO EDISON COMPANY.

(FROM THE INVESTORS' MANUAL, ISSUED BY THE ECONOMIST, CHICAGO.)

## LIABILITIES.

## CAPITAL STOCK.

Authorized .....	\$15,000,000 00
Outstanding March 31, 1905 .....	9,865,880 00
Advance payments for new stock authorized.....	1,354,449 00

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\$11,220,329 00



**BONDS.**

First mortgage, 5 per cent, gold, due July 1, 1926; interest payable April and October at Merchants' Loan and Trust Co.....	5,500,000 00
Debentures, 6 per cent, due Jan. 1, 1913; interest payable January and July at Merchants' Loan and Trust Co.....	1,483,000 00
	<hr/>
	\$18,203,329 00

Dividends: Since 1889 the company has paid 8 per cent a year, in quarterly dividends, payable on the first days of February, May, August and November.

The capital stock record is as follows:

At organization, April 29, 1887.....	\$ 500,000 00
Increase authorized May 10, 1890.....	\$ 250,000 00
Increase authorized Aug. 20, 1891.....	250,000 00
Increase authorized May 11, 1892.....	500,000 00
Increase authorized Feb. 14, 1893.....	1,500,000 00
Increase authorized Feb. 21, 1894.....	2,000,000 00
Increase authorized June 12, 1899.....	1,000,000 00
(At the annual meeting June, 1901, the stockholders authorized an increase of the capital stock to \$10,000,000, new stock to be issued in the discretion of the directors.)	
June, 1901, Increase authorized, issued August 1, 1901	900,000 00
February, 1902, increase authorized issued May 1, 1902 .....	689,670 00
December, 1902, increase subscribed by holders of record Jan. 24, 1903, to be paid for in four equal installments, Feb. 2, May 1, Aug. 1 and Nov. 2, stock issued the later date.....	2,276,210 00
	<hr/>
	9,365,880 00
Total outstanding March 31, 1905.....	<hr/>
	\$9,865,880 00
December, 1904, stockholders subscribed to an increase of 20 per cent, to be paid in four equal quarterly installments, Feb. 1, May 1, Aug. 1, Nov. 1, stock to be issued at latter date.....	1,973,176 00
	<hr/>
Making capital stock outstanding Nov. 1, 1905 .....	\$11,839,056 00

## OPERATIONS.

From organization, the amount of net earnings which would be available for payment of bond interest in each year has been as follows:

Year ending December 31, 1888.....	\$ 23,621	Year ending March 31, 1898.....	\$ 676,525
Year ending December 31, 1889.....	51,664	Year ending March 31, 1899.....	740,256
Year ending December 31, 1890.....	123,123	Year ending March 31, 1900.....	812,300
Year ending December 31, 1891.....	160,985	Year ending March 31, 1901.....	902,950
Year ending December 31, 1892.....	327,854	Year ending March 31, 1902.....	1,086,789
15 months ending March 31, 1894.....	680,777	Year ending March 31, 1903.....	1,213,680
Year ending March 31, 1895.....	488,665	Year ending March 31, 1904.....	1,352,619
Year ending March 31, 1896.....	562,567	Year ending March 31, 1905.....	1,423,614
Year ending March 31, 1897.....	599,674		

## EARNINGS.

1892.....	1893-94.*	1894-95.	1895-96.	1896-97.	1897-98.	1898-99.	1899-1900.	1900-01.	1901-02.	1902-03.	1903-04.	1904-05.
Gross .....	\$ 872,665	\$2,141,779	\$1,437,042	\$1,461,064	\$1,548,698	\$1,661,863	\$1,954,877	\$2,517,219	\$2,806,609	\$3,409,577	\$3,837,060	\$4,051,082
Operating expenses.....	544,811	1,461,102	953,377	998,517	948,934	985,388	1,214,621	1,614,290	1,720,820	2,195,647	2,515,041	2,627,468
Net .....	327,854	680,677	483,665	562,567	599,674	676,525	740,256	812,300	902,959	1,085,730	1,213,930	1,423,614
Interest .....	6,798	171,934	155,128	158,135	180,884	226,681	292,524	295,243	279,792	300,988	300,980	307,088
Earned on Stock.....	321,066	508,743	328,537	404,432	419,340	449,844	477,732	547,147	623,167	794,806	912,940	1,085,382
Dividends .....	90,000	219,119	310,038	389,332	397,518	398,072	398,072	398,072	477,688	516,932	593,246	729,292
*Fifteen months ending March 31, 1894.												

## BALANCE SHEET.

81188V

[illegible]

**LIABILITIES.**

[illegible]

**Obligations:** The debentures mentioned above are redeemable at the option of the company, at par and accrued interest, on the first day of July or January of any year, upon giving not less than sixty days' notice. The original issue was \$2,195,000, of which all but those shown above have been exchanged at par for the first mortgage bonds.

The company guarantees the interest and the principal on \$227,000 4 per cent bonds of the Chicago Sectional Electric Underground Company, and the interest, but not the principal, on \$33,000 5 per cent bonds of the same company.

The mortgage securing the bonds shown in the table was executed July 1, 1896. It provided for an immediate issue of \$3,500,000 of bonds, and for additional issues up to a limit of \$6,000,000. The mortgage creates a first lien on the company's property and franchises, and its merchandise. One clause reads:

The company shall annually expend in repairs and renewals not less than \$190,000, and over and above the sum annually expended for repair and renewals in the following years the company shall also credit the following sums to depreciation account: \$200,000 on or before October 15, 1896; \$40,000 March 31, 1898; \$50,000 March 31, 1899; \$60,000 March 31, 1900; \$70,000 March 31, 1901; \$80,000 March 31, 1902; \$90,000 March 31, 1903; \$100,000 March 31, 1904; and \$100,000 on the 31st of March in each and every succeeding year so long as any of the bonds secured hereby shall remain unpaid; but the company may charge the actual cost of bona fide extensions of its plant and appliances, made after September 15, 1896, against the credits of \$40,000, \$50,000, \$60,000, \$70,000, \$80,000, \$90,000 and \$100,000 made on the 31st day of March 1898, 1899, 1900, 1901, 1902, 1903 and 1904 respectively and against the annual credits made in each succeeding year to the full amount of such credit items, but no further.

The bonds are redeemable at par and accrued interest on any interest period after 1910. Issues in addition to the first \$3,500,000 bear such rate of interest as the directors decide upon, and may be put out from time to time to cover the cost of extensions.

**Property:** Owns four central electrical power stations, the largest, situated on Harrison street, being one of the most extensive and complete in the United States. It supplies electric current for light and power within the territory bounded by Thirty-ninth street, Ashland boulevard, North avenue and the lake, its wires for the most part being carried in underground conduits. The capacity of its power stations is over 40,000 indicated horsepower; and the value of the plant, exclusive of good-will, was appraised at \$6,844,107 in 1896 by experts appointed by the purchasers of the 5 per cent bonds. Since that time important extensions and betterments have been made.

**History:** Organized in 1887 to supply electrical light and power. Holds a perpetual license from the Edison Electric Light Company of New York to use all its present and future patents in consideration of the parent company being given a percentage of all issues of securities representing new capital. The company was originally incorporated as "The Chicago Edison Company," but April 19, 1893, a consolidation with the Chicago Arc Light and Power Company was effected, and the company was reincorporated as "Chicago Edison Company." The price at which the Chicago Arc Light and Power Company was taken over was \$2,195,000, and the debentures were issued for this purpose. The company's relations with the Sectional Electric Underground Company are those of a lessee, it having the right to use that company's underground conduits, and guaranteeing

interest and principal on the 4 per cent bonds and interest, but not principal on the 5 per cent bonds in consideration of such use. In 1897 and 1898 various electric lighting concerns doing business outside of the boundaries above described were bought up by interests friendly to the Chicago Edison Company, and May, 1898, these concerns were consolidated in the Commonwealth Electric Company (which see), thereby putting nearly the entire electric business within the city limits under the same management, Mr. Insull being president of both the Commonwealth and the Edison Company.

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1904-1905.

### COMMONWEALTH ELECTRIC COMPANY.

(FROM THE INVESTORS' MANUAL, ISSUED BY THE ECONOMIST, CHICAGO.) . . .

#### LIABILITIES.

##### CAPITAL STOCK.

Authorized .....\$10,000,000 | Outstanding .....\$6,750,000

##### BONDS.

First mortgage, 5 per cent, gold, due June 1, 1943, interest payable March 1 and September 1 at company's office or agency in Chicago; registrar, Northern Trust Company.....	\$ 6,000,000
Debentures, 5 per cent, due February 1, 1917, interest payable February 1 and August 1, at company's office or agency in Chicago.....	500,000
	<hr/>
	\$13,250,000

Dividends: None.

Property: The company, in addition to a number of sub-stations, owns two modern electric power stations, with conduits, wires, etc., supplying practically the entire electric lighting business in Chicago south of Thirty-ninth street, north of North avenue, and west of Ashland boulevard. Since May, 1902, it has purchased about 23 acres of land on the south branch of the Chicago river, south of Twenty-second street, on which it is erecting a 150,000-horsepower station, construction to extend over a period of years, 30,000-horsepower capacity having already been completed and placed in service.

## OPERATIONS.

	1900.	1901.	1902.	1903.	1904.	1905.
(Gross income from current and sales.....)	\$ 517,131	\$ 629,047	\$ 760,666	\$ 1,022,065	\$ 1,350,999	\$ 1,816,765
Operating, repairs, renewals, etc.....	339,169	410,176	497,908	623,264	894,785	1,228,404
Net income.....	\$ 177,961	\$ 218,871	\$ 271,763	\$ 378,821	\$ 516,264	\$ 588,361
Interest on bonds.....	124,992	137,770	167,261	220,705	276,737	305,069
Balance .....	\$ 52,969	\$ 81,101	\$ 104,502	\$ 158,116	\$ 240,527	\$ 288,292

## BALANCE SHEET MARCH 31.

## ASSETS.

	1900.	1901.	1902.	1903.	1904.	1905.
Plants, real estate and franchises.....	\$7,648,682	\$8,353,584	\$9,914,599	\$10,292,833	\$13,026,485	\$14,041,890
Material and unfinished work.....	46,991	78,198	107,577	159,417	183,115	174,985
Accounts and notes receivable.....	80,350	129,926	108,637	126,216	135,537	146,749
Cash .....	17,543	33,501	157,759	164,372	185,740	108,110
Open accounts.....	.....	2,823	15,393	11,060	14,131	89,611
Balance .....	\$7,783,536	\$8,568,082	\$9,308,965	\$10,753,968	\$13,449,968	\$14,505,275

## LIABILITIES.

Capital stock.....	\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000
Bonds and debentures.....	2,500,000	3,114,000	4,000,000	4,950,000	6,000,000	6,500,000
Real estate mortgages.....	.....	.....	.....	.....	180,000	180,000
Accounts payable.....	199,178	394,906	40,237	382,123	325,568	31,606
Open accounts.....	11,233	.....	.....	.....	.....	.....
Depreciation reserve.....	.....	.....	.....	.....	93,580	195,500
Municipal compensation reserve.....	.....	.....	.....	.....	32,083	44,789
Surplus account.....	78,125	159,226	263,723	421,846	568,872	750,164
Bond interest accrued.....	.....	.....	.....	.....	.....	53,398
Balance .....	\$7,783,536	\$8,568,082	\$9,308,965	\$10,753,968	\$13,449,968	\$14,505,275

**Mortgage:** The mortgage dated June 1, 1898, runs to the Northern Trust Company as trustee and authorized a first issue of \$2,500,000. Bonds in addition to the first \$2,500,000 may be issued from time to time to cover 75 per cent of the actual cost of further extensions and improvements. The sinking fund clause provides that for five years from the date of the mortgage all net earnings shall be invested in the betterment and extension of the property. After five years the company shall, at the end of each fiscal year, credit to depreciation reserve not less than \$17,000 for each \$1,000,000 of bonds outstanding. The sums so credited shall be in addition to ordinary expenditures for repairs and renewals; but the company may charge against said credits the actual cost of extensions and betterments made after June 1, 1903. At the time of consolidation the Hyde Park Electric Light and Power Company had outstanding \$100,000 of bonds, and the Hyde Park Thomson-Houston Light Company \$50,000, to retire which the \$150,000 Commonwealth bonds were reserved. The Hyde Park Thomson-Houston bonds and Hyde Park Electric bonds have since been exchanged for Commonwealth bonds.

The debentures are dated February 1, 1902, running 15 years. They are redeemable, however, at par on or after February 1, 1907, and before that date at a premium of  $\frac{1}{2}$  of 1 per cent.

**History:** Organized in May, 1898, to carry out a plan to acquire and consolidate the following suburban electric light and power companies: On the South Side—People's Electric Light and Motor Power Company, Mutual Electric Light Company, Hyde Park Thomson-Houston Light Company, Hyde Park Electric Light and Power Company, Englewood Electric Light Company, People's Light and Power Company. On the West Side—West Chicago Light and Power Company. On the North Side—Western Light and Power Company, Edgewater Light Company. The company's franchise, granted by the City Council, runs for 50 years and covers every part of the City of Chicago. A contract between the Commonwealth and the Edison companies provides that the latter shall supply the former with current as required, at a low cost, and that if at any time there is default on the Commonwealth bond interest all money accruing to the Edison Company under this contract shall be turned over to the trustee and used in liquidating the defaulted interest.

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### "EXHIBIT C."

#### ESTIMATED COST OF OPERATING H. N. MAY PLANT TO LIGHT THE CITY HALL AND STREET LIGHTS.

The plant to be operated at an average of 11 hrs. nights—2,810,500 KWH per year.

The plant to be operated at an average of 13 hrs. days—1,902,159 KWH per year.

The combined load being about 35.7 per cent of the total capacity of the two engines.

#### Boiler room labor—

6 firemen at \$75 per month, \$900 per year.....	\$	5,400 00
laborers at \$60 per mo., \$720 per year.....		1,440 00

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\$ 6,840 00

## Chief engineer and engine room labor—

1 chief engineer, \$165 per mo., \$1,980 per year, one-fourth of the amount.....	\$	495 00
3 engineers at \$115 per mo., \$1,380 per year.....		4,140 00
1 engineer at \$100 per mo., \$1,200, one-fourth of time .....		300 00
3 oilers at \$75 per mo., \$900 per year.....		2,700 00
1 day man, at \$75 per mo., \$900 per year.....		900 00
	<u>\$</u>	<u>8,535 00</u>
Other operation .....		2,500 00
Fuel account .....		20,358 00
Repairs to steam plant .....		1,500 00
Repairs to electric plant .....		800 00
	<u>\$</u>	<u>40,533 00</u>
Total production operating .....		

Administration and office expense.....	\$	740 00
Rent and care of office, \$720, one-eighth.....		90 00
Law department proportion of cost, \$356.....		356 00
Comptroller, auditor, paymaster, collector, etc.....		407 00
Insurance and taxes .....		1,997 00
	<u>\$</u>	<u>3,590 00</u>

Valuation of land, \$10,650, interest at 4 per cent....	\$	426 00
Building and stack, \$45,475, depreciation at 2 per cent, interest at 4 per cent.....		2,728 00
Steam plant, \$76,058, deprec. at 8 per cent, interest at 4 per cent .....		9,127 00
Electric plant, \$20,000, deprec. at 8 per cent, interest at 4 per cent .....		2,400 00
	<u>\$</u>	<u>14,681 00</u>

Transformers, switchboard and meters, 675 capacity at \$11.50 per K. W.....	7,763 00
13,557 feet of conduit at 35c per ft.....	4,743 00
13,557 feet of cable at \$997 per 1,000 ft.....	13,510 00
Wire, pins, arms, insulators .....	4,948 00
Miscellaneous material and labor .....	7,000 00

\$37,964 00	}	\$	3,037 00
Deprec. 4 per cent			
Int. 4 per cent			

Rental of poles .....	\$	270 00
Miscellaneous repairs .....		4,500 00
	<u>\$</u>	<u>4,770 00</u>

## SUMMARY OF COST.

Production operating .....	40533 ÷ 4712659 =	.86008
General expense, taxes, insurance, bookkeeping, legal expenses. auditor, collector, paymaster.....	3590 ÷ 4712659 =	.07617
Total production operation .....	44123 ÷ 4712659 =	.9362



Interest and depreciation, power plant.....	14681÷4712659=	.3115
Total cost at switchboard .....	58804÷4712659=	1.2477
Production distribution .....	4770÷1883137=	.2533
Interest and depreciation, distribution.....	3037÷1883137=	.1612
Total cost delivered to consumer.....		1.6622

Note.—The cost per K. W. hour of current delivered at the switchboard is obtained by dividing the total cost by the total output. The cost of distribution by dividing the total cost of distribution by the quantity delivered to consumer.

### “EXHIBIT D.”

#### NEW YORK CITY—NEW YORK EDISON COMPANY.

Public arc lights, \$100 for first 5,000 lamps; next 2,500, \$95; for 15,000 or more, \$80, including posts, lamps, attendance, etc. Current for public buildings, flat rate of  $7\frac{1}{2}$ ¢ kw. Commercial arc and incandescent 10¢ per kw. Minimum is 5¢, not including lamps or attendance.

#### PHILADELPHIA, PA.—THE ELECTRIC COMPANY OF AMERICA.

Public arcs on city cables, 25¢ per light per night; on company's cables, 29¢ per lamp per night. Public incandescent,  $7\frac{1}{2}$ ¢ per kwh. Private arcs, 45¢ per lamp per night, with discounts to large consumers burning all night; burning half night, 30¢. Private incandescent, 15¢ and 10¢ per kwh.; varying discounts, depending upon installation, hours used, and amount of bill.

#### BOSTON, MASS.—THE EDISON ILLUMINATING COMPANY.

Public lights, arc, \$55 to \$132; incandescent, \$11 to \$29. Commercial lights, 3¢ to 18.2¢ per kwh. according to length of service. Also wholesale and retail differentiation; seven schedules in all. Power  $2\frac{1}{2}$ ¢ to 18.2¢ per unit.

#### BALTIMORE, MD.—CONSOLIDATED GAS, ELECTRIC LIGHT AND POWER COMPANY.

Public lights, arc, \$67.49 per year. Commercial lights, arc and incandescent, 10¢ per kwh. net.

#### CLEVELAND, O.—THE CLEVELAND LIGHT AND POWER COMPANY.

Public lights, arc, \$6.12 per month, all night; commercial lights, arc and incandescent, about  $6\frac{1}{4}$ ¢ per kwh.

#### BUFFALO, N. Y.—BUFFALO GENERAL ELECTRIC COMPANY.

Public lights, arc, \$75 per year; commercial arc lights, 25¢ per night. Commercial incandescent lights, 4¢ to 12¢ per kw., according to amount used.

#### SAN FRANCISCO, CAL.—SAN FRANCISCO GAS AND ELECTRIC COMPANY.

Public lights, arc, 35¢ per lamp per night; incandescent, 4¢ per kwh. Commercial arc lights burning 24 hours, \$5 per week for each arc; for each arc burning

from sunrise to sunset \$3 per week; for each arc light burning from sunset to sunrise, \$2.25 per week; for each arc light burning from sunset to midnight, \$1.75 per week. Commercial incandescent lights, 9c for less than 2,000 wh. 16 c. p. lamp; 5.4c for more than 9,000 wh.

SAN FRANCISCO, CAL.—CENTRAL LIGHT AND POWER COMPANY.

No public lights. Commercial arc and incandescent lights 3c per kw. Only a small plant in central portion city.

DETROIT, MICH.—THE EDISON ILLUMINATING COMPANY.

No public lights. Commercial arc light 16c for first 30 hours per month, and 4c for all in excess. Discount on bills less than \$50, 10 per cent; above \$100, 20 per cent.

WASHINGTON, D. C.—WASHINGTON RAILWAY AND ELECTRIC COMPANY.

Public lights, arc, \$85 per lamp per year; incandescent, \$20 per lamp per year; 6c per kw. in departments. Commercial lights, arc and incandescent 10c per kw. and for excess of 4 hours per day for 30 days at 5c. Wholesale rates, guarantee of \$125 per month, 6c; guarantee of \$250, 5c; guarantee of \$500, 4c.

NEWARK, N. J.—PUBLIC SERVICE CORPORATION OF NEW JERSEY.

Public lights, arc, \$95 per year on 5-year contract; incandescent, 10c per kwh. net. Commercial arc and incandescent lights 13c per kwh. net.

KANSAS CITY, MO.—KANSAS CITY ELECTRIC LIGHT COMPANY.

Public lights, arc, \$65 per year for 500 watt lamps. Commercial lights, arc, \$8 until 12 o'clock; \$10 all night. Incandescent, 20c per kwh. 10 to 80 per cent discount, according to quantity used.

ROCHESTER, N. Y.—ROCHESTER RAILWAY AND LIGHT COMPANY.

Public lights, arc, single arc pole,  $21\frac{1}{2}$ c; 2 arcs per pole,  $18\frac{1}{2}$ c each; incandescent 6c per kwh., less 20 per cent discount as per meter. Commercial lights, arc and incandescent, 10c per kwh. less 10 per cent as per meter.

DENVER, COLO.—THE DENVER GAS AND ELECTRIC COMPANY.

Public lights, arc, \$90 per year for first 1,000 lamps; \$70 for additional; incandescent, \$28 per lamp per year, 50 c. p. Commercial lights, arc and incandescent, 10c per kwh. with minimum of at least \$1.50. "Readiness to Serve" method, \$12 per consumer per year, plus \$1.80 per year per lamp demanded, plus 5c per kwh. for current; less 10 per cent discount.

LOS ANGELES, CAL.—THE EDISON ELECTRIC COMPANY.

Public lights, incandescent, streets,  $3\frac{3}{4}$ c; buildings, 5c per kwh. Commercial lights, arc and incandescent, 4c to 11c per kwh. "Readiness to Serve" method, \$1 minimum, plus \$1.50 per month for one arc lamp on meter; \$2.50 per month for every arc lamp in excess. Minimum supply only when consumption is less than minimum.

LOS ANGELES, CAL.—PACIFIC LIGHT AND POWER COMPANY.

Public lights, arc, \$6.50 per lamp per month; incandescent lights,  $3\frac{3}{4}$ c per kwh.

Commercial lights, arc, \$1.25 to \$5 per week; incandescent, 4c to 11c per kwh. Minimum bill, \$1 per month; minimum bill on arcs per meter \$2.50 per month. Lamp renewals in all cases.

SYRACUSE, N. Y.—SYRACUSE LIGHTING COMPANY.

Public lights, arc, \$85.77½ per year; incandescent 8c per kwh. net. Commercial lights, arc and incandescent, 5c to 8c per kwh.

MEMPHIS, TENN.—MEMPHIS CONSOLIDATED GAS AND ELECTRIC COMPANY.

Public lights, arc, \$85 per year. Commercial lights, arc and incandescent, 10c per kwh. net. Amounts over \$100 per month, 10 per cent discount; over \$150, 15 per cent discount. Yearly guarantee \$1,500, 8c; yearly guarantee \$5,000, 5c.

OMAHA, NEB.—OMAHA ELECTRIC LIGHT AND POWER COMPANY.

Public lights, arc, \$75 per year, 3 per cent gross receipts compensation to city; incandescent lights, \$15.80 per lamp per year. Commercial lights, arc, 15c per kwh.; 10 to 50 per cent discount; incandescent same. Large stores flat 8c; hotels, restaurants and saloons flat 60 per cent discount from 15c rate; theatres, 5c.

PATERSON N. J.—PUBLIC SERVICE CORPORATION OF NEW JERSEY.

Public lights, arc, \$101 per year, net; incandescent, \$16 net per year. Commercial lights, arc and incandescent, 13c per kwh.; sliding scale discount above 100 kwh.

ST. JOSEPH, MO.—ST. JOSEPH RAILWAY, LIGHT, HEAT AND POWER COMPANY.

No public lights. Commercial lights, arc and incandescent, 5½c to 10c per kwh. Residence rates 15c regardless of consumption. Discount of 10 per cent if paid before 10th of month.

LOWELL, MASS.—LOWELL ELECTRIC LIGHT CORPORATION.

Public lights, arc, \$120 per year; incandescent, \$18 per year, 25 c. p. Commercial lights, arc, 3c to 8c with 20 per cent discount, according to hours in amp.; incandescent, 11c per kwh. net.

PORTLAND, ORE.—PORTLAND GENERAL ELECTRIC COMPANY.

Public lights, arc, \$5.30 per month, 5-year contract; incandescent, \$2 per year for each lamp. Commercial lights, 15c per kw. for first hour average daily use; excess 5c. Discount on all bills 10 days 5 per cent. Wholesale discount on bills of \$50 10 per cent; bills of \$500, 40 per cent.

GRAND RAPIDS, MICH.—GRAND RAPIDS EDISON COMPANY.

No public lights. Commercial lights, arc, first hour, 10c; second hour, 8c; all over, 6c per kw. Incandescent lights, 12c first hour, 8c second hour; 6c all over. 10 per cent discount 10 days.

DAYTON O.—DAYTON LIGHTING COMPANY.

Public lights, arc, \$68.50 per year, net. Commercial lights, 14c per kwh. Discount 5 per cent up to \$20; 64 per cent above \$500. Minimum charge \$1 per month.

## RICHMOND VA.—VIRGINIA PASSENGER AND POWER COMPANY.

Public lights, arc, 15c per light per night, 365 days year; incandescent, 10c per kwh. Commercial lights, arc and incandescent, 10c per kwh. Discounts: Up to \$30, as many per cent as whole number of dollars of bill; \$30 to \$50, 30 per cent, and additional  $\frac{1}{2}$  per cent for each whole dollar over \$30; above \$150, 55 per cent.

## NASHVILLE, TENN.—NASHVILLE RAILWAY AND LIGHT COMPANY.

No public lights. Commercial lights, arc, \$5 to \$12.50 per month; incandescent, 12c per kw.; 10 per cent discount on all bills; additional discounts according to size of bill.

## MILWAUKEE, WIS.—MILWAUKEE ELECTRIC RAILWAY AND LIGHT COMPANY.

Public lamps, \$65 per annum for a period of five years; \$60 per lamp per annum for period of 10 years. Commercial lighting: first 100 kwh. per month 12c per kw.; second 100, 10c; third 100, 8c; next 300, 6c; all above 4c.

Power rates, from 8c to 3c. Discount 5 per cent for cash payment within 10 days. When current consumed in any month is less than 9 kwh. a minimum charge of \$1 for the month shall be paid in addition to the following minimum rates: Nernst lamps 25c per glower per month; enclosed arc lamps, \$1.50 each per month.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That for a period of five years from and after the first day of May, 1906, the gross maximum rate or charge for the supply of electricity for power, heating or lighting, furnished by any individual, company or corporation, to the City of Chicago, or to inhabitants thereof, shall be sixteen cents a kilo-watt hour. Said gross maximum rate shall be subject to a discount of twelve and one-half per cent therefrom, during the first two years of said period, and a discount of twenty-five per cent therefrom, during the last three years of said period, in all cases where payment of bills for supplying electricity shall be made within ten days from their date, so that the net maximum rate or charge for supplying electricity to consumers making payment of their bills within such ten days, shall be fourteen cents for each kilo-watt hour for the first two years of said period, and twelve cents for each kilo-watt hour for the last three years of said period. No individual, company, or corporation furnishing electricity to the City of Chicago, or the inhabitants thereof, shall exact, demand or collect from any consumer, during said period, a greater rate or charge than is herein prescribed.

SECTION 2. That any individual, company or corporation violating Section 1 of this ordinance shall be subject to a penalty of not less than twenty-five dollars nor more than two hundred dollars for each and every such violation.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and due publication.

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*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the City of Chicago hereby expresses its consent to the mortgaging by the Commonwealth Electric Company of the rights and privileges derived by that company from the City of Chicago under an ordinance passed by the City Council of the City of Chicago on the twenty-eighth day of June, 1897, and accepted by said company on the eighteenth day of September, 1897, as well as to the mortgaging of all rights and privileges which said company may receive under this ordinance, to the end that any present or future mortgage or deed of trust executed or to be executed by said company securing its bonds or other indebtedness may be plainly made to cover, include and convey all such rights and privileges. The City of Chicago also hereby expresses its consent to a consolidation of the property, business and franchises of said Commonwealth Electric Company with the property, business and franchises of the Chicago Edison Company, if at any time hereafter said companies shall desire such consolidation. In the event of such consolidation the consolidated company shall thereafter pay annually to the City of Chicago the same percentage of its gross revenue and receipts derived from the operation of all its plants in said city which said Commonwealth Electric Company is now required to pay from the operation of the Commonwealth Electric Company plants, such payments to be in lieu of the payments required from the said Commonwealth Electric Company under its said ordinance, and to be made in the same manner and under the same conditions as to time of payment, filing of statement, and examination of books as is provided by said Commonwealth Electric Company's ordinance of June twenty-eight, 1897. And also in the event of such consolidation all rights and privileges then existing in favor of said Commonwealth Electric Company or said Chicago Edison Company, and all liabilities then existing against either of said companies, under or by virtue of an ordinance passed March twenty-eight, 1887, in favor of the Western Edison Light Company, and now understood to belong to said Chicago Edison Company, or under or by virtue of said ordinance passed June twenty-eight,

# Chicago, 1906.

	Places with Less than 500,000 Population.		Places with More than 500,000 Population.	
	Private.	Municipal.	Private.	Municipal.
	44	6	17	8
1. Number of stati	544,168	9,543,307	294,995,927	15,254,080
2. Total output in	467,913	1,590,634	17,346,519	5,084,693
3. Average output	\$ 259,566	\$ 1,607,803	\$ 84,804,146	\$ 1,977,972
4. Total cost of c	84.58	16.74	23.75	12.96
5. Av. cost of con	2.99	5.98	3.47	7.71
6. Av. output per	\$ 445,572	\$ 441,235	\$ 16,993,674	\$ 655,393
7. Total gross inc	4.02	4.62	5.76+	4.29
8. Av. gross incon	11.64	26.82	20.08	33.13
9. Av. gross incon	\$ 332,386	\$ 225,506	\$ 10,426,647	\$ 317,328
10. Total expenses,	2.40	2.68	3.53	2.08
11. Average expend	551	17	785	10
12. Total number	516,414	561,400	401,219	1,525,408
13. Av. output per	\$ 732,377	\$ 18,401	\$ 863,998	\$ 9,400
14. Total amount	1,329	1,082	1,175	940
15. Average annua	0.26	0.19	0.29	0.06
16. Average salar	2,581	170	4,040	141
17. Total number	110,245	56,140	72,994	108,185
18. Average outpu	\$ 690,062	\$ 118,918	\$ 3,027,823	\$ 120,413
19. Total amount	658	699	749	854
20. Average annu	0.60	1.25	1.03	0.79
21. Average wage	952,611	38,553	1,942,184	47,058
22. Total cost of	0.33	0.40	0.66	0.30
23. Av. cost of st	\$ 283,632	\$ 57,301	\$ 1,608,494	\$ 102,921
24. Total cost o	0.45	0.60	0.54	0.67
25. Average cost	\$ 2,158,654	\$ 22,433	\$ 2,984,143	\$ 37,536
26. Total cost o	0.76	0.24	1.01	0.24
27. Av. cost of t	\$ 877,991	\$ 40,245	\$ 4,229,252	.....
28. Total interest	0.66	0.42	1.43	.....
29. Average inte	\$ 710,377	\$ 295,851	\$ 14,655,899	\$ 317,328
30. Grand total	3.00	3.10	4.97	2.08
31. Average tota				

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1897, in favor of said Commonwealth Electric Company, or under or by virtue of this ordinance, shall respectively pass to and become obligatory upon the consolidated company while the said three ordinances respectively continue in force; but nothing herein contained shall be understood to operate in any way, directly or indirectly to extend or keep in force any one or more of said ordinances beyond the time respectively provided in them for their respective termination.

SECTION 2. That Section 3 of said ordinance of June twenty-eight, 1897, be and the same is hereby amended by striking out the words "grouped in cables" where such words occur, following the word "wires," near the end of said section, and by inserting the word "its" immediately preceding the said word "wires," and by inserting the words "conductors and cables" after the word "wires" in all cases where in the latter portion of said section the word "wires" occurs and is not immediately followed by said words "conductors and cables," so that the phraseology of said section in the use of said associated words "wires, conductors and cables" may be made uniform, and so that said Section three as amended shall hereafter read as follows:

"Section 3. The said company may, outside of the district above described in Section 2, erect a system of poles and wires thereon in any of the streets and alleys in Chicago, and over buildings, with the consent of the owners thereof, and in going from one building to another, if necessary, said company may cross streets, alleys, sidewalks, and city property, but before any such poles shall be so placed, the plans thereof shall be filed with the Commissioner of Public Works, provided that the City of Chicago shall have the right to the top cross arm of each of said poles free from charge for the use of the city telegraph and telephone wires. All poles to be erected under the provisions of this ordinance shall be cedar poles not less than thirty (30) feet high, and symmetrical in form, unless the Commissioner of Public Works shall approve of poles of a different height or form upon application being made to him for said purpose. Where the above-mentioned wires, electrical conductors and cables are to be placed underground, the said company shall, for the purpose of reaching and connecting with their subscribers, patrons, consumers and branch offices, have the privilege of bringing the said wires, conductors and cables to the surface within every four blocks and attaching them to houses and carrying them over the roofs should they desire so to do, provided the consent is first obtained from the owner to whose property they propose to attach said wires, conductors and cables, and said wires, conductors and cables shall be kept at least twelve (12) feet above the surface of the roofs, except in such buildings as the wires, conductors and cables are to enter and the said company may in so doing cross streets, alleys, sidewalks and city property with its wires, conductors and cables. Where the consent of an owner referred to in this section is refused, the Commissioner of Public Works is directed to allow the said Commonwealth Electric Company to erect in alleys poles upon which the said company may place its wires, conductors and cables for the purpose of distribution."

SECTION 3. That Section 6 of said ordinance of June twenty-eight, 1897, be and the same is hereby amended so as to require that all conductors and wires installed by said Commonwealth Electric Company for use in the City of Chicago, shall be installed and insulated in accordance with the best or most approved methods then in general use, and so as to require said Commonwealth Electric Company to adopt and employ such methods in the installation, insulation and maintenance of its overhead conductors and wires as shall be necessary for the due protection of the public, said Section 6 being amended so as to hereafter read in full as follows:

"Section 6. All conductors, wires and cables owned and operated by the said



company under the provisions of this ordinance shall at the time of the installation thereof be installed and insulated in accordance with the best or most approved methods then in general use, and the installation and insulation of such conductors and wires shall be subject to the supervision and approval of the City Electrician who shall have authority at any time to direct and require said company to adopt such methods in the installation and insulation of its overhead conductors, wires and cables as shall be necessary for the due protection of the public; provided, however, that the City Electrician shall not require the adoption at any time by said company of methods of installation or insulation not generally approved by competent electrical engineers and in general use. Said company shall further at all times use all reasonable and practicable means and observe all reasonable and practicable precautions to maintain its conductors, wires and cables in proper and safe condition, and to prevent injury to persons and property therefrom."

SECTION 4. Subject to the provisions hereinafter contained the Commonwealth Electric Company may continue to maintain and use the overhead electrical construction consisting of poles, overhead wires and cables which it now has in that portion of the City of Chicago bounded on the north by the north line of 39th street, on the west by the west line of Armour avenue (formerly Butterfield street), on the south by the south line of 55th street, and on the east by Lake Michigan, and may renew and replace such existing overhead construction from time to time as may be found necessary or desirable. Whenever it shall become necessary or desirable for said company in the carrying on of its business in the territory constituting said portion of the City of Chicago to extend its overhead construction in said territory by placing additional poles and stringing additional wires or cables therein, all such additional overhead construction shall be placed and maintained in alleys wherever practicable, and where there shall be no alleys, or it shall not be practicable to place a pole or poles in an alley, said company may be required in placing a pole or poles upon a street to furnish and use iron poles of a construction and design to be approved by the City Electrician who shall have authority to decide any question arising under this section as to the practicability of placing overhead construction in an alley, and his decision upon such question shall be final and binding upon said company. All such existing or future overhead construction may be maintained, repaired and renewed by said company in said territory so long as the City of Chicago shall permit any other corporations or corporation, other than street railway companies, to maintain overhead construction there, but whenever the City of Chicago shall by general ordinance require all overhead construction of such other corporations or corporation, other than street railway companies, to be removed from any particular street or streets in said territory, thereupon all overhead construction belonging to said company in such street or streets shall be promptly removed by said company.

SECTION 5. That in consideration for the passage of this ordinance, and for the rights and privileges conferred by it, the Chicago Edison Company and the Commonwealth Electric Company shall each make certain reduction in the differential rates charged by them for supplying electricity, so that their charges shall not hereafter exceed those herein prescribed. Said companies shall not after the first day of May, 1906, charge a gross maximum rate for supplying electricity in excess of sixteen cents a kilowatt hour, and said gross maximum rate shall be subject to a discount of twelve and one-half (12½) per cent. therefrom during the first two years immediately following said date, and a discount of twenty-

five (25) per cent therefrom during the next succeeding three years, in all cases where payment of bills for supplying electricity shall be made within ten days from their date, so that the net maximum rate or charge for supplying electricity to consumers making payment of their bills within such ten days, shall be fourteen cents for each kilowatt hour during the first two years from and after said date, and twelve cents for each kilowatt hour during the next succeeding three years, it being intended herein to prescribe the maximum rates which may be charged or collected by either of said companies for a period of five years from said date. Such maximum or full rate may be charged to a consumer only for a consumption of electricity not exceeding the equivalent of thirty hours use per month of the consumer's maximum demand as shown by a meter or meters to be installed by the supplying company. For all electricity taken by a consumer in excess of the equivalent of thirty hours use per month of such maximum demand the maximum rate (commonly called a "secondary" rate as applied to such longer use of electricity), to be charged by either of said companies, shall not be more than nine cents a kilowatt hour during the first year of said five year period, not more than eight cents a kilowatt hour during the second year of said period, not more than seven cents a kilowatt hour during the third year of said period, and not more than six cents a kilowatt hour during the fourth and fifth years of said period. The maximum rates herein prescribed shall be in lieu of the maximum rates prescribed in said Commonwealth Electric Company ordinance of June twenty-eighth, 1897. Said Commonwealth Electric Company shall also from and after said date reduce the rate to be charged by it to the City of Chicago for supplying electricity by overhead construction for street arc lighting to the city to not more than seventy-five (75) dollars per year for each arc lamp not exceeding 450 watts.

SECTION 6. That this ordinance shall take effect and be in force from and after its passage and its acceptance within twenty (20) days therefrom by both of said companies, and that if it shall not be accepted by both of said companies by a written communication or communications to be addressed to and filed with the City Clerk of the City of Chicago within twenty (20) days from and after the date of its passage, this ordinance shall thereafter be null and void.

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ALTERNATIVE OR SUBSTITUTE SPECIAL ORDINANCE RESPECTING ELECTRIC LIGHTING RATES  
TO BE CHARGED BY THE CHICAGO EDISON COMPANY AND THE COMMONWEALTH ELECTRIC COMPANY FOR THE PERIOD OF FIVE YEARS FROM MAY 1, 1906.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Chicago Edison Company and the Commonwealth Electric Company shall each make certain reductions in the differential rates charged by them for supplying electricity, so that their charges shall not hereafter exceed those herein prescribed. Said companies shall not after the first day of May, 1906, charge a gross maximum rate for supplying electricity in excess of sixteen cents a kilowatt hour, and said gross maximum rate shall be subject to a discount of twelve and one-half ( $12\frac{1}{2}$ ) per cent. therefrom during the first two years immediately following said date, and a discount of twenty-five (25) per cent. therefrom during the next succeeding three years, in all cases where payment of bills for supplying electricity shall be made within ten days from their date, so that the net maximum rate or charge for supplying electricity to con-

sumers making payment of their bills within such ten days, shall be fourteen cents for each kilowatt hour during the first two years from and after said date, and twelve cents for each kilowatt hour during the next succeeding three years, it being intended herein to prescribe, with the concurrence of said companies, the maximum rates which may be charged or collected by either of said companies for a period of five years from said date. Such maximum or full rate may be charged to a consumer only for a consumption of electricity not exceeding the equivalent of thirty hours use per month of the consumer's maximum demand as shown by a meter or meters to be installed by the supplying company. For all electricity taken by a consumer in excess of the equivalent of thirty hours use per month of such maximum demand the maximum rate (commonly called a "secondary" rate as applied to such longer use of electricity), to be charged by either of said companies shall not be more than nine cents a kilowatt hour during the first two years of said five year period, and shall not be more than eight cents a kilowatt hour during the last three years of said period. The maximum rates herein prescribed shall be in lieu of the maximum rates prescribed in said Commonwealth Electric Company ordinance of June twenty-eight, 1897. Said Commonwealth Electric Company shall also from and after said date reduce the rate to be charged by it to the City of Chicago for supplying electricity by overhead construction for street arc lighting to the city to not more than seventy-five (75) dollars per year for each arc lamp not exceeding 450 watts.

SECTION 2. That this ordinance shall take effect and be in force from and after its passage and its acceptance within twenty (20) days therefrom by both of said companies, and that if it shall not be accepted by both of said companies by a written communication or communications to be addressed to and filed with the City Clerk of the City of Chicago within twenty (20) days from and after the date of its passage, this ordinance shall thereafter be null and void.

LINN H. YOUNG, *Chairman.*

Ald. Young moved that five hundred copies of the report be printed in pamphlet form for free distribution.

The motion prevailed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moyniman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.  
—65.

*Nays*—Conlon, Brennan—2.

## STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, to whom was referred an ordinance vacating an alley in Reaper's Addition, Block eleven (11), submitted a report recommending the passage of the ordinance without compensation.

Ald. Hunter moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, West Division, to whom was referred ordinance vacating alley in Reaper's Addition, Block 11, having had the same under advisement, beg leave to report and recommend the passage of the

ordinance without compensation, the value of the land dedicated being equal to the value of the land vacated.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That all that part of the alley extending northwest and southeast in Block eleven (11), in Reaper's Addition to Chicago, being the block bounded by Blue Island and Oakley avenues, Twenty-fifth and Leavitt streets, which lies southwest of the alley running northeast and southwest in said block, which portion of said alley is shown in red and marked "to be vacated" on the plat hereto attached, which plat is made a part hereof, be and the same is hereby vacated and discontinued. Provided, however, that this ordinance shall not take effect unless within sixty (60) days from the passage of this ordinance the International Harvester Company shall dedicate as a public alley and open to public use as such the westerly fourteen (14) feet of Lot thirty-four (34) in said Block eleven (11), which alley to be dedicated is shown in yellow, marked "to be dedicated" on the plat hereto attached and made a part hereof, and execute, acknowledge and file for record in the office of the Recorder of Deeds of Cook County, Illinois, a plat showing such vacation and dedication.

SECTION 2. This ordinance shall take effect and be in force from and after its passage; subject, however, to the provisions and conditions of Section 1 hereof.

THOMAS M. HUNTER,

*Chairman.*

#### STREETS AND ALLEYS, NORTH DIVISION.

The Committee on Streets and Alleys, North Division, to whom was referred an ordinance vacating a fifteen foot alley running north from Bradley place, 120 feet west of the west line of North Halsted street, submitted a report rec-

ommending the passage of an accompanying substitute ordinance, without compensation.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 24, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred ordinance vacating 15-foot alley running north from Bradley place, 120 feet west of the west line of North Halsted street, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance, without compensation, in accordance with opinion rendered by the Corporation Counsel that the city has no equitable claim on the alley in question.

#### AN ORDINANCE

For the vacation of the 15-foot alley running north from Bradley place to a point 120 feet west of the west line of North Halsted street, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the 15-foot alley running north from Bradley place at a point 120 feet west of the west line of North Halsted street in Bradley's Subdivision of Lot 2 (except the north 16½ feet thereof) and Lot 3 (except the south 30 feet dedicated for a street) in Bradley, Cookson & Bradley's Subdivision of Block 9, Laffin, Smith & Dyers' Subdivision of the northeast ¼ (except 1.28 acres in the northeast corner) Section 20, Township 40 North, Range 14 East of the Third Principal Meridian, Cook County, Illinois, as shown on plat colored red and attached hereto and made a part of this ordinance, be and the same is hereby vacated; provided

that Wm. P. Lawton and Clarence A. Burley shall file for record in the office of the Recorder of Deeds of Cook County, Illinois, a map or plat of the alley so vacated.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval, subject to the conditions mentioned in Section 1.

M. D. DOUGHERTY,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an order to permit the North Central Improvement Association the use of water for street cleaning purposes, submitted a report recommending the passage of the order.

Ald. Dougherty moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 24, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Streets and Alleys, North Division, to whom was referred an order to permit North Central Improvement Association use of water for street cleaning purposes, having had the same under advisement, beg leave to report and recommend that the order do pass.

*Ordered,* That the Commissioner of Public Works is hereby authorized and directed to issue a permit to the North Central Improvement Association authorizing the use of city water from fire plugs, without cost, from April 1 to November 1, 1906, in consideration of cleaning the streets included in the following boundaries, to-wit: On the north by Burton place, on the south by Chicago river, on the west by North State street from the River to Chicago avenue, and by Dearborn avenue from Chicago avenue to Burton place, and including also Walton place from Dearborn avenue to

Clark street, and Astor street from Burton place to North avenue. Said permit to contain a condition that if the North Central Improvement Association shall fail to clean said streets to the satisfaction and approval of the Commissioner of Public Works, or if said water is used for any other purpose than flushing and sprinkling the streets, it shall pay to the city the full rate for all water used from the date of the issuance of said permit. And if said North Central Improvement Association shall fail to comply with the conditions of said permit, the Mayor shall revoke the same, and no other permit shall be issued to said North Central Improvement Association until the charges have been paid.

M. D. DOUGHERTY,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance granting permission to Thomas Moulding Company to lay switch track; and an ordinance for vacation of parts of streets in High Ridge in favor of Guardian Angel Orphan Asylum, submitted a report recommending that the same be placed on file.

Ald. Dougherty moved to concur in the report.

The motion prevailed.

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#### SPECIAL ASSESSMENT AND GENERAL TAXATION.

The Committee on Special Assessment and General Taxation, to whom was referred an ordinance amending Sections 2061 to 2079, inclusive, and Sections 2088 and 2093 of the Revised Municipal Code of 1905, in re. the laying of cement sidewalks, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Richert moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Special Assessments and General Taxation, to whom was referred an ordinance amending Sections 2061 to 2079, inclusive, and Sections 2088 and 2093 of the Revised Municipal Code of 1905, in re. the laying of cement sidewalks, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Sections 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2088, and 2093 of Chapter LIX of the Revised Code of 1905, be and the same are hereby amended so as to read as follows:

## SIDEWALKS.

### ARTICLE I.

#### *Construction of Sidewalks.*

2061. (Regulations.)—In all cases except where sidewalks are to be laid in accordance with the provisions of special assessment ordinances, it shall be unlawful for any person or corporation to construct, lay, or rebuild any sidewalk on any portion of the public streets or alleys of the city, except in compliance with the following specifications, under a penalty of not less than ten dollars nor more than fifty dollars for each violation of this article, and each day that such sidewalk shall remain so constructed, laid or rebuilt in violation of this article, shall be a separate and distinct offense, and any person so violating this article shall be liable to a like penalty for each and every day that such sidewalk remains so constructed, laid or rebuilt. Such specifications are hereby fixed and adopted as follows, and are hereby made a part of this article.

#### *Specifications for Portland Cement, Concrete Sidewalks.*

2062. (Walks Laid on Filling.)—A foundation shall be first prepared by cutting down or filling up the natural surface of the ground to a sub-grade, which shall be fourteen inches below final sidewalk grade. Wherever filling is necessary to bring the foundation to sub-grade, such filling shall be composed of earth or other material equally as good for filling purposes, free from animal or vegetable matter, placed in such a manner as to leave a berm of one foot on each side of and flush with the top of the completed walk (except where the walks are laid full width of the sidewalk space), and shall slope to the natural surface of the ground at the rate of one and one-half feet horizontal to one foot vertical. When necessary the foundation shall be compacted by wetting, rolling or ramming, until solid and unyielding. Soft and spongy places not affording a firm foundation shall be dug out and refilled with earth or other material equally as good for filling purposes, free from animal or vegetable matter, thoroughly compacted. Upon this sub-foundation shall be laid a layer of cinders which shall be nine inches in depth after being flooded with water and thoroughly tamped. Upon the foundation thus prepared shall be placed a layer of Portland cement concrete four and one-quarter inches in thickness, composed of the following materials and proportions. The concrete shall consist of one part of cement equal in quality to the best Portland cement, two and one-half parts of clean torpedo sand free from dust, loam or dirt, of sizes ranging from one-eighth of an inch down to the finest, and five parts of crushed limestone, or other stone equally as good for concrete purposes, or washed gravel, all of which shall be free from dust and dirt or other foreign substances, and of sizes measuring not less than one-fourth of an inch or more than one inch in any dimension. The cement and

sand shall be thoroughly mixed dry, after which it shall be moistened with water and made into a stiff mortar. The crushed stone or gravel, after being sprinkled with water, shall then be incorporated in the mortar and the mass shall be thoroughly mixed together by turning over with shovels, hoes or mechanical mixers at least three times, and then placed on the foundation and rammed until perfectly solid.

The second or finishing layer of concrete, three-fourths of an inch thick, composed of two parts of cement equal in quality to the best Portland cement and three parts clean torpedo gravel or granite screenings shall be put on before the first layer has set, and trowelled sufficiently to give the completed walk a smooth, even and glossy surface.

A space of one and one-half inches must be left between all walks and the curb at street and alley intersections to provide for expansion.

All mixing to be done on water-tight platforms.

All work on 5, 6, 10, 12, 15, 18, 20, 24 and 25 foot walks to be laid out in blocks five feet by six feet in size; on all other widths of walk the stones to be of uniform size and to have a surface of not less than twenty-four square feet nor more than thirty-six square feet.

All walks, except full width walks, to be laid on a line one foot from and parallel with the lot line, unless otherwise ordered by special ordinance (provided, however, that no ordinance for special sidewalk line shall be passed that does not cause a uniform alignment of sidewalks on both sides of the street for a distance of not less than 1,200 lineal feet), or where a definite sidewalk line is established in a block by cement sidewalks laid prior to March 23, 1904, when the line established by the walks already laid shall be followed for the remainder of the block.

*Walks Laid Over Vaults, Arceways, Etc.*

2063. (Substructure).—The substructure

shall consist of steel "I" beams set not more than five feet apart from center to center, the outer end of said beam to rest at least eight inches on the curb wall and to be firmly bedded in masonry to the top flange of beam. Where practicable, the inner end of said beam shall penetrate the building wall not less than six inches. Whenever said beams rest on area wall, and the clear span between bearing points exceeds nine feet, such wall shall be not less than twelve inches in thickness.

Where no area or building wall exists said cross beams shall rest on or be framed into a girder beam and shall be fastened to same with proper angles and thoroughly bolted or riveted. All intersecting or girder beams to be one inch deeper in size than the cross beams which are to rest or be framed into them (for example, seven inch cross beams to rest on or be framed into eight inch girder beams, eight inch cross beams to rest on or be framed into nine inch girder beams, etc.)

Such girder beams to be supported by circular cast iron columns set not more than eight and one-half feet apart, from center to center. Such columns to be not less than five inches external diameter and of metal not less than one-half inch thick, free from blow-holes and other defects.

Such columns to rest on twelve inch by twelve inch plates one inch in thickness, firmly bedded in a concrete foundation, said foundation to be not less than eighteen inches thick and having a surface bearing of not less than four square feet. The top of such columns shall have a square plate one inch thick and shall be fitted with a shoe formed in same in which the above mentioned girder beam shall rest. Wherever columns over ten feet in length are required, they shall be of three-fourths inch metal, and six inches external diameter.

The top of the completed iron sub-

structure shall be a plane parallel with and four inches below the top of the finished walk.

The following sized steel cross beams shall be used in construction:

For six-foot span six-inch beams weighing twelve and one-fourth pounds per foot.

For seven-foot span six-inch beams weighing twelve and one-fourth pounds per foot.

For eight-foot span seven-inch beams weighing fifteen pounds per foot.

For nine-foot span eight-inch beams weighing seventeen and three-quarters pounds per foot.

For ten-foot span eight inch beams weighing seventeen and three-quarters pounds per foot.

For eleven-foot span nine-inch beams weighing twenty-one pounds per foot.

For twelve-foot span nine-inch beams weighing twenty-five pounds per foot.

For thirteen-foot span ten-inch beams weighing twenty-five pounds per foot.

For fourteen-foot span twelve-inch beams weighing thirty-one and one-half pounds per foot.

For fifteen-foot span twelve-inch beams weighing thirty-one and one-half pounds per foot.

For sixteen-foot span twelve-inch beams weighing thirty-five pounds per foot.

For seventeen-foot span twelve-inch beams weighing forty pounds per foot.

For eighteen-foot span twelve-inch beams weighing forty pounds per foot.

For nineteen-foot span fifteen-inch beams weighing forty-two pounds per foot.

For twenty-foot span fifteen-inch beams weighing forty-two pounds per foot.

If for any reason it should become advisable or necessary to change the spacing between beams or use a beam of different depth than those specified, the

spacing shall be so changed or such beam shall be of sufficient weight to give it bearing strength equal to the beam specified (for example: on a fourteen-foot span, if it should be necessary to substitute a ten-inch beam for the twelve-inch beam specified, such ten-inch beam must weigh thirty-five pounds per foot, or, should such ten-inch beams weigh but twenty-five pounds per foot, then they shall be set not more than four and four-tenths feet apart from center to center).

Between the beams set in place as above specified, and securely fastened to the lower flange of same, shall be placed temporary arched forms or centers, smooth on the upper surface, which shall be removed when the concrete has become thoroughly set. Said forms to be set so that the top or crown of same shall be two inches below the top of the steel cross beams.

Upon the above specified forms shall be placed the concrete, composed of the same kind and quality of material, in the same proportions and mixed in the same manner as the concrete specified for cement sidewalks laid on filling, said concrete to be thoroughly compacted by tamping or ramming (especial care being given to tamping and ramming about the joints) and brought to a grade three inches above the top of the steel substructure and one inch below and parallel with the top of the completed wall. The top or finishing layer of concrete, one inch thick, composed of two parts of cement, equal in quality to the best Portland cement, and three parts screened torpedo gravel, or granite screenings, to be put on before the first layer has set, and trowelled sufficiently to give the completed walk a smooth, even and glossy surface; joints to be formed over the center of each "I" beam in concrete as well as in the top dressing, and shall extend over the curbing down to the pavement.

Any system or method of vault construction equal to the above system may



be used in lieu thereof, but in all cases any plans calling for beams or a construction of a size or character different from the above sizes and weights shall be submitted to the Commissioner of Public Works for approval before construction is commenced and shall be capable of sustaining a distributed safe load of three hundred pounds per square foot, including weight of walk.

SECTION 2064. (Stamp or name plates.) Before the top or finishing of concrete walks has set the contractor or person building the walk shall place in such walk in front of each lot or parcel of property a stamp or plate giving plainly the name and address of the contractor or person building the walk and the year in which the work was done. The top of said plate or stamp which must not cover more than fifty-four square inches of surface, shall be flush and even with the top of the finished walk, and must be of a permanent character plainly stamped or firmly bedded in the concrete in such a manner that it cannot become loose, or be easily removed or defaced.

Wherever one contractor or person has laid walks in front of three or more adjoining lots or parcels of property in one continuous stretch, then one of the above named stamps placed in the walk at each end of said stretch of walk will be sufficient.

At all street intersections the street names shall be stamped or placed in the walks, said names to be composed of letters not less than four inches in height and of a style or pattern to be approved by the Commissioner of Public Works.

2065. (Slope.) All sidewalks to be so constructed that when completed the top surface shall coincide with the grade of the space between the curb line and the street line, which grade shall be a uniform incline from the street line towards the curb line, with a fall of one inch in every three feet.

2066. (Curbage.) The curbage shall

consist of concrete mixed of materials and in proportion as in this article specified for concrete walks, the top dressing one inch thick and shall extend four inches below the top of the pavement. When finished it shall present a true and perfectly plumb appearance and shall be free from buckles and bulges, all joints to be straight and clean cut.

2067. (Driveways.) Where driveways are to be built across the sidewalk space they shall conform to the sidewalk grade and shall be nine inches in depth, consisting of a layer of concrete seven inches in depth and a top or finishing layer two inches in depth. Work to be in the manner, and materials to be of the quality and proportions specified for Portland cement concrete walks.

#### *Specifications for Stone Sidewalks.*

2068. (Material and Dimensions.)—Stone sidewalks shall be constructed of the best quality of lime stone, quarried a sufficient time to be seasoned and thoroughly frost proof. Said stone to be free from cracks, seams and imperfections, sawed or planed with full joints grooved for one and one-fourth by three-eighths inch iron bars, the ends to be full and heads dressed to a uniform thickness. No stone to be less than four and one-half feet wide and of the following thicknesses.

For walks eight feet wide the stone shall be not less than six inches thick.

For walks ten feet wide the stones shall be not less than eight inches thick.

For walks twelve feet wide the stone shall be not less than ten inches thick.

For walks fourteen feet wide the stones shall be not less than twelve inches thick.

For walks sixteen feet wide the stones shall be not less than fourteen inches thick.

Said stones to be bedded on the curb wall on the outside, and on the inside on six by eight inch iron lintels of one and one-fourth inch metal. Said lintels to be

supported by circular cast iron columns not less than eight feet in length set not more than eight and one-half feet apart from center to center, resting on a foundation of stone not less than twelve inches deep, and having a surface bearing of not less than four square feet. Said columns to be of the best quality of cast iron free from blow holes and other defects and to be of the following sizes external diameter:

For walks eight feet wide or less, four-inch columns of one-half inch metal.

For walks ten feet wide, five-inch columns of one-half inch metal.

For walks twelve feet wide and over, six-inch columns of one-half inch metal.

Where columns over ten feet in length are required they shall be of three-fourth inch metal and one inch greater in external diameter than the sizes specified above for the different widths of walk.

All joints in the walk to be made water-tight by calking with oakum and pitch.

#### *Specifications for Macadam Sidewalks.*

##### 2069. (Foundation—Material—Curb.)

—A foundation shall first be prepared by cutting down or filling up the natural surface of the ground to within eleven inches of the final grade. Wherever the natural surface of the ground is not eleven inches below grade, it shall be excavated to a depth of eleven inches below a straight line drawn from the top of the inner to the top of the outer curb hereinafter specified. Wherever filling is required in repairing the foundation, it shall be of earth, or other material equally as good for filling purposes, free from animal or vegetable matter which shall be compacted by flooding, tamping or rolling.

Contractors must not take material from private property for filling or other purposes without the consent of the property owner.

Upon the foundation as above prepared, shall be placed a layer of cin-

ders or slag, said layer to be of a depth of nine inches after being flooded and tamped with an iron shod tamper weighing not less than twenty pounds to each one hundred square inches of surface, and shall be two inches below and parallel with the top of the wooden curbing hereinafter specified. Upon said layer of cinders shall be placed a layer of limestone screenings free from animal or vegetable matter, which shall be of a depth of two inches after being flooded and tamped with an iron shod tamper as specified above.

A wooden curb shall be constructed on each side of said sidewalk in such a manner as to leave a clear sidewalk space of the width required by ordinance, between said curbs.

Said wooden curb shall consist of sound split cedar posts or posts of other materials equally as good, having a face of not less than three (3) inches; said posts to be not more than four (4) feet apart from center to center, and driven firmly into the ground to a depth of not less than fifteen (15) inches below the natural surface of the same (except where excavating is necessary to bring walks to the proper grade, when said stakes shall extend not less than eighteen (18) inches below the bottom of the curbing), with the tops even with the sidewalk grade.

Hemlock plank of the best quality, two (2) inches thick, and six (6) inches wide shall be nailed to the face of the post with two (2) thirty (30) penny wire nails through each post in each plank.

Said curbing shall be so set that the top edge of same shall be even with the top of the finished sidewalk; all of said curbing shall be back filled with earth or cinders, free from animal or vegetable matter in such a manner as to leave a berm of one (1) foot on each side of and flush with the top of the completed sidewalk and shall slope thence to the natural surface of the ground at

the rate of one (1) foot horizontal to one (1) foot vertical.

After said sidewalks shall have been completed to sidewalk grade, they shall be crowned with a layer of fine limestone screenings of the grade known to the trade as "FF" screenings free from animal or vegetable matter; the top of said crown in the center to be not less than three (3) inches above a straight line drawn from the top of the inner to the top of the outer curb and shall be rounded down with a uniform surface to meet the curbing on either side, the whole to be flooded and thoroughly tamped with an iron shod tamper as specified above.

All work to be done in a workman-like manner and to the satisfaction of the Commissioner of Public Works.

*Specifications for Cinder Sidewalks.*

2070. (Foundation—Material—Curb.)—A foundation shall first be prepared by cutting down or filling up the natural surface of the ground to within twelve (12) inches of the grade of the finished sidewalk. Where filling is necessary, the same shall consist of earth, or other material equally as good for filling purposes, free from animal or vegetable matter, and shall be thoroughly compacted by wetting and rolling or ramming until solid and unyielding. Whenever said walk is to be laid over low, swampy ground, drainage shall be provided for by placing six (6) inch drain tile across the bottom of the foundation, not more than twenty-five (25) feet apart from centers in order not to interfere with the surface drainage.

On the foundation as above prepared shall be laid a layer of coarse cinders or slag, said layer to be of a depth of nine inches after being thoroughly compacted by wetting, rolling or ramming.

Upon said layer of coarse cinders or slag shall be laid a layer of fine cinders, said layer to be of a depth of three (3) inches after being puddled,

tamped or rolled until solid and unyielding.

A wooden curb shall be constructed on each side of said sidewalk, in such a manner as to leave a clear sidewalk space of the width required by ordinance between said curbs.

Said wooden curb shall consist of sound split cedar posts, or posts of other material equally as good, having a face of not less than three (3) inches; said posts to be not more than four (4) feet apart from center to center, and driven firmly into the ground to a depth of not less than fifteen (15) inches below the natural surface of same (except where excavating is necessary to bring walks to proper grade, when said stakes shall extend not less than eighteen (18) inches below the bottom of the curbing), with the tops even with the sidewalk grade.

Hemlock plank of the best quality, two (2) inches thick and six (6) inches wide, shall be nailed to the face of the posts, with two (2) thirty penny wire nails to each post in each plank. Said curbing shall be set so that the top edge of the same shall be even with the top of the finished sidewalk. All of said curbing shall be back filled with earth or cinders free from animal or vegetable matter, in such a manner as to leave a berm of six (6) inches on each side of and flush with the top of the completed sidewalk, and shall slope thence to the natural surface of the ground at the rate of one (1) foot horizontal to one (1) foot vertical.

Said sidewalk shall be so constructed that when completed the top surface shall coincide with the grade of the space between the curb line and the street line, which grade shall be a uniform incline from the street line toward the curb line, with a fall of one (1) inch in every three (3) feet.

After said walks shall have been constructed at grade, they shall be crowned with a layer of fine cinders, the top of

which shall be not less than three (3) inches in height, above a straight line drawn from the top of the inner and outer curbs, to provide for the complete settling of the walks after construction, the whole to be rolled with a roller weighing not less than five hundred (500) pounds.

All work to be done in a workmanlike manner and to the satisfaction of the Commissioner of Public Works.

#### *Intersections.*

Whenever cinder sidewalks are to be laid on streets drained by surface ditches, the walks over such ditches at the street intersections shall be composed of such material and constructed in such a manner as the Commissioner of Public Works shall direct.

2071. (Duty to Enforce Provisions.)—It shall be the duty of the Department of Public Works, Sidewalk Department, the Police Department and of any city officer and any employee having police power, to enforce the provisions of this article by stopping any work being done in violation of the terms of this article.

2072. (Width of Sidewalk Space.)—Space between the building line and curb line to be reserved for sidewalks shall be of the width herein specified, unless a different width has been or shall be fixed by ordinance of the City Council. On all streets which are one hundred (100) feet in width and upward, twenty (20) feet; on streets eighty (80) feet and less than one hundred (100) feet in width, sixteen (16) feet; on streets sixty-six (66) feet and less than eighty (80) feet in width, fourteen (14) feet; on streets sixty (60) feet and less than sixty-six (66) feet in width, twelve (12) feet; on streets fifty (50) feet and less than sixty (60) feet in width, ten (10) feet; on streets forty (40) feet and less than fifty (50) feet in width, six (6) feet, and on streets thirty (30) feet and less than forty (40) feet in width, four (4) feet. The

widths herein specified shall be measured from the building line to the face of the curb, nearest the roadway.

2073. (Grade.)—The grade for sidewalks shall be established by ordinance of the City Council and a record of the same accessible to the public, shall be kept on file in the Department of Public Works. If any person shall build or assist in building any sidewalk where no grade has been established by ordinance, or contrary to any grade, which may have been or may be established, by ordinance, or contrary to any of the provisions of this section, he shall in either case be subject to a penalty of not less than ten (10) dollars or more than fifty (\$50.00) dollars for each offense, and to a further penalty of not less than ten (\$10.00) dollars or more than fifty (\$50.00) dollars for every day that he shall fail to remove or reconstruct the same after due notice by the Commissioner of Public Works.

2074. (Flush With Building.)—No part of any sidewalk or sidewalk space shall be taken for private use by lowering or cutting down the same next to the building, or railing off the same by any wooden or iron railing, or by shutting off the public from passing along and over the same, and said sidewalk shall not be raised up next to the building by constructing a platform or platforms on the same, of either wood, iron or stone, but said sidewalk shall be built flush up to the building on a uniform grade as herein provided.

2075. (Sidewalks to be Relaid to Grade.)—All sidewalks heretofore constructed that do not conform to the grade established by ordinance, shall be relaid to the proper grade by the owner of the abutting property and such owner shall be subject to a penalty of not less than ten (\$10.00) dollars or more than fifty (\$50.00) dollars for each day that he shall fail to relay or reconstruct such sidewalk after due notice by the Commissioner of Public Works.

2076. (Grade Fixed.)—No part or

portion of any sidewalk where the grade has been established shall be laid or re-laid at any different grade or any other level than the adjacent portions of such sidewalk, and for every violation of this section, there is hereby imposed upon the person violating the same a penalty of not less than five (\$5.00) or more than twenty (\$20.00) dollars, and he shall also alter said sidewalk so as to make the same conform to the established grade, and in case he neglects and refuses so to do within a reasonable time, it shall be lawful for the Department of Public Works to alter the same, and the costs and expense of the same shall be paid by such owner and may be recovered from him in an action in the name of the City.

2077. (Fixed Width—Grass Plats.)—No person shall extend or build any sidewalk beyond the established width of the sidewalk space and on all streets where open spaces are allowed for planting trees or for grass plats, the same shall not be covered with plank or other material except such parts and portions of said space as may be allowed to be used for coal vaults or in front of business houses.

2078. (Repair of Wooden Sidewalks.)—Any wooden sidewalk already built or constructed within the City may be repaired. Provided, the cost of such repairs does not exceed ten (10%) per cent of the value of such sidewalk and that the stringers under said sidewalks are in good sound condition and do not need repairing or replacing.

2079. (Stone and Cement District.)—No sidewalk shall be constructed laid or rebuilt in that portion of the City of Chicago bounded as follows, to-wit: Commencing at the intersection of the west shore of Lake Michigan and the south line of 75th street, thence west along the south line of 75th street to the southeasterly line of Vincennes road, thence in a southwesterly direction along the southeasterly line of Vincennes Road o the south line of 79th street, thence

west along the south line of 79th street to the west line of Morgan street, thence north along the west line of Morgan street to the south line of 69th street, thence west along the south line of 69th street to the west line of Ashland avenue, thence north along the west line of Ashland avenue to the north line of 47th street, thence east along the north line of 47th street to the west line of Halsted street, thence north along the west line of Halsted street to the northerly line of Archer avenue, thence easterly along the northerly line of Archer avenue to the west line of Clark street, thence north along the west line of Clark street to the south line of 12th street, thence west along the south line of 12th street to the east line of Canal street, thence south along the east line of Canal street to the south line of 14th street, thence west along the south line of 14th street to the east line of Halsted street, thence south along the east line of Halsted street o the right of way of the Chicago, Burlington and Quincy Railroad, thence southwesterly along the right of way of the Chicago, Burlington and Quincy Railroad to the east line of Rockwell street, thence south along the east line of Rockwell street to the south line of 26th street, thence west along the south line of 26th street to the east line of Kedzie avenue, thence south along the east line of Kedzie avenue to the south line of 31st street, thence west along the south line of 31st street to the right of way of the Belt Railway (46th avenue), thence north along the right of way of the Belt Railway to the south line of Madison street, thence west along the south line of Madison street to the west city limits (Austin avenue), thence north along the west city limits (Austin avenue) to the north line of Chicago avenue, thence east along the north line of Chicago avenue to the west line of 40th avenue, thence north along the west line of 40th avenue to the southwesterly line of Grand avenue, thence northwesterly along the south-

westerly line of Grand avenue to the west line of 44th avenue, thence north along the west line of 44th avenue to the north line of Fullerton avenue, thence east along the north line of Fullerton avenue to the west line of Hamlin avenue, thence north along the west line of Hamlin avenue to the north line of Diversey avenue, thence east along the north line of Diversey avenue to the west line of Central Park avenue, thence north along the west line of Central Park avenue to the south line of Addison avenue, thence west along the south line of Addison avenue to the southwesterly line of Milwaukee avenue, thence northwesterly along the southwesterly line of Milwaukee avenue to the north line of Montrose avenue, thence east along the north line of Montrose avenue to the northeasterly line of Elston avenue, thence southeasterly along the northeasterly line of Elston avenue to the right of way of the Chicago and North Western Railroad (Milwaukee Division), thence southeasterly along the right of way of the Chicago and North Western Railroad to the east line of Ashland avenue, thence south along the east line of Ashland avenue to the northeasterly line of Milwaukee avenue, thence southeasterly along the northeasterly line of Milwaukee avenue to the north line of Kinzie street, thence east along the north line of Kinzie street to the west line of Orleans street, thence north along the west line of Orleans street to the south line of Chicago avenue, thence west along the south line of Chicago avenue to the west line of Townsend street, thence north along the west line of Townsend street to the intersection of the north line of the north line of Division street and the southwesterly line of Clybourn avenue, thence northwesterly along the southwesterly line of Clybourn avenue to the west line of North Western avenue, then north along the west line of North Western avenue to the north line of Peterson avenue, thence east along the north line of Peterson avenue to the west

line of Robey street, thence north along the west line of Robey street to the southwesterly line of Ridge avenue, thence northwesterly along the southwesterly line of Ridge avenue to the north city limits, thence easterly along the north city limits to the west shore of Lake Michigan, thence in a southerly direction along the west shore of Lake Michigan to the place of beginning, except the same shall be constructed, laid or rebuilt of stone or other incombustible material, under a penalty of not less than \$20.00, nor more than \$100.00 for each violation of this section, and each day that such sidewalk shall remain so constructed, laid or rebuilt in violation of this section shall be a separate and distinct offense, and the person so violating this section shall be subject to a like penalty for each and every day the same remains, provided, however, that nothing in this section shall be held to apply to sidewalks to be laid over bridges and viaducts or on the approaches to same where the elevation of the sidewalk is more than eight (8) feet above the natural surface of the ground.

2088. (Permit to Repair—Rebuild.)—No person shall build, rebuild, remove, repair, or in any manner disturb any sidewalk without first having obtained a permit from the Department of Public Works, specifying the work to be done (and any violation of the terms of such permit shall render same null and void) under a penalty of not less than ten (\$10) dollars; nor more than fifty (\$50) dollars for each offense.

2093. (No Repair Without Permit.)—It shall also be the duty of police officers to see to it that no person shall build, rebuild, remove, repair or in any manner disturb any sidewalk without first having obtained a proper permit from the Department of Public Works.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and publication.

JOHN A. RICHERT,  
Chairman.

### TRACK ELEVATION.

The Special Committee on Track Elevation, to whom was referred an ordinance amending an ordinance for a relocation of Stewart avenue from 31st street to 33d street, submitted a report recommending the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

Ald. Dever moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 26, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Track Elevation, to whom was referred ordinance, amending an ordinance for a relocation of Stewart avenue from 31st to 33d street, having had the same under advisement, beg leave to report and recommend the passage of the ordinance, with compensation as fixed by the Committee on Compensation.

### AN ORDINANCE.

To amend an ordinance entitled "An ordinance requiring the Pittsburg, Fort Wayne and Chicago Railway and its lessee the Pennsylvania Company and the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company to change the plane of certain of their roadbed and railway tracks within the City of Chicago," passed June 18, 1900, and published on pages 618 to 645 inclusive, of the official records of the Council Proceedings of the City of Chicago, amended March 16, 1903, and published on pages 2692 to 2695 inclusive, of the official records of the Council Proceedings of the City of Chicago, and amended October 12, 1903, and published on pages 1244 and 1245 of the official records of the Council Proceedings of the City of Chicago, and further amended February 24, 1904, and published on pages 2362 to 2365 inclusive, of the official records

of the Council Proceedings of the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance entitled "An ordinance requiring the Pittsburg, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, and the Pittsburg, Cincinnati, Chicago and St. Louis Railway Company to change the plane of certain of their roadbed and railway tracks within the City of Chicago," passed June 18, 1900, and published on pages 618 to 645 inclusive, of the official records of the Council Proceedings of the City of Chicago, amended March 16, 1903, and published on pages 2692 to 2695 inclusive, of the official records of the Council Proceedings of the City of Chicago, and amended October 12, 1903, and published on pages 1244 and 1245 of the official records of the Council Proceedings of the City of Chicago, and further amended February 24, 1904, and published on pages 2362 to 2365 inclusive, of the official records of the Council Proceedings of the City of Chicago, be and the same is hereby further amended as follows:

Amend the ordinance of June 18, 1900, page 645, left hand column, at the end of Section 16, by adding the following:

"Said Pittsburg, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, shall within four (4) months after the passage of this amendatory ordinance, procure and dedicate for the purpose of a public street, not less than forty (40) feet in width, strips or pieces of ground located along and parallel with the east right of way line of said railway company for a relocation of Stewart avenue from the south line of 31st street to the north line of 33d street, described as follows, to-wit:

All of Lot eight (8) in Sub-block two (2) of Block four (4), Canal Trustees' Subdivision of Section thirty-three (33), Township thirty-nine (39) north, Range

fourteen (14), east of the third (3d) principal meridian.

Also all that part of Lots nine (9) to twenty-three (23) inclusive, in Sub-block two (2) aforesaid, lying north and east of a line described as follows, to-wit: Commencing at a point five and two hundred and eighty-one thousandths (5.281) feet west of the east line of Stewart avenue and its intersection with the south line of 31st street, thence on a curve to the east and south of said point whose radius is thirty (30) feet, with an included angle of ninety (90) degrees to a point seven and eight hundred and fifty-three thousandths (7.853) feet east of the west line of Lot nine (9), Block two (2) aforesaid, and thirty (30) feet south of the south line of 31st street, thence south of said point on a line parallel to the west line of said Lot nine (9) to a point on the south line of Lot nine (9) aforesaid seven and eight hundred and fifty-three thousandths (7.853) feet east of the west line of said Lot nine (9), thence on a curve to the south and east whose radius is forty (40) feet with an included angle of sixty-two (62) degrees, twenty-four and one-half ( $62.24\frac{1}{2}$ ) minutes, thence on a curve to the east and south whose radius is forty (40) feet, with an included angle of sixty-two degrees, twenty-four and one-half ( $62.24\frac{1}{2}$ ) minutes to a point six and nine-tenths (6.9) feet south of the north line of Lot thirteen (13) and sixty-seven and sixty-seven hundredths (67.67) feet east of the east line of Stewart avenue; thence south of said point on a line parallel to the east line of Stewart avenue to a point on the south line of Lot twenty-three (23) sixty-seven and sixty-seven hundredths (67.67) feet east of the east line of Stewart avenue.

Also the east twenty-four and six-hundredths (24.06) feet of Lot twenty-seven (27) in Sub-block two (2) aforesaid; also the east twenty-four and six-hundredths (24.06) feet of Lot one (1),

Sub-block three (3) of Block four (4), Canal Trustees' Subdivision aforesaid.

Also the east twenty-four and six-hundredths (24.06) feet of Lots five (5) to seventeen (17) inclusive, Sub-block three (3) aforesaid; also all that part of Lots nineteen (19), twenty (20) and twenty-one (21), Sub-block three (3) aforesaid, lying east and south of a line described as follows, to-wit: Commencing at a point on the north line of Lot twenty-one (21) aforesaid, eight hundred and sixty-seven thousandths (0.867) of a foot east of the west line of said Lot twenty-one (21), thence south and parallel to the west line of said Lot twenty-one (21) to a point thirty (30) feet north of the north line of Thirty-third street, thence on a curve to the south and west whose radius is thirty (30) feet with an included angle of ninety (90) degrees to a point on the north line of 33d street, thirty-seven and sixty-seven hundredths (37.67) feet east of the east line of Stewart avenue.

And the said railway company shall improve all that portion of said new street between the south line of 31st street and the north line of 33d street with a thirty-four (34) foot roadway, properly graded and paved with a macadam pavement and with a combined concrete curb and gutter and a six (6) foot cement sidewalk on the east side of said new street; all made in accordance with the specifications of the City of Chicago for such work.

In consideration of the acceptance of this amendatory ordinance by said railway company the City of Chicago does hereby vacate that portion of said east and west alleys in said Sub-blocks two (2) and three (3), of Block four (4) in Canal Trustees' Subdivision of Section thirty-three (33), Township thirty-nine (39) north, Range fourteen (14), east of the third (3d) principal meridian, lying between the west line of Stewart avenue as relocated and the east line of the Pittsburg, Fort Wayne and Chicago Railway Company's right of way and



that part of Stewart avenue lying between the south line of 31st street and the north line of 33d street, which was laid out and condemned under the ordinance of February 13, 1888, with the exception of the intersection of 32d street, in accordance with plat hereto attached and made a part of this ordinance.

SECTION 2. Before exercising any of the rights hereby granted, the Pittsburg, Fort Wayne and Chicago Railway Company, or its lessee, the Pennsylvania Company, shall remove from the present Stewart avenue between 31st street and 33d street, all sewers and water mains or pipes laid therein and shall construct in said proposed Stewart avenue, with all connections necessary for the proper use thereof, sewers of suitable size, and shall also lay in said proposed Stewart avenue water mains or pipes of suitable size with all necessary connections, and shall also curb, grade and pave with macadam said proposed Stewart avenue, all of said work to be done without cost or expense to the City of Chicago, and under the supervision and to the satisfaction of the Commissioner of Public Works of said City; and the said Pittsburg, Fort Wayne and Chicago Railway, or its lessee, the Pennsylvania Company, shall also pay to the City of Chicago the sum of three thousand, nine hundred (\$3,900) dollars. The said company shall and will observe and perform all of the provisions of this ordinance, and shall and will forever indemnify the City of Chicago against and from any and all damages, judgments, decrees and cost and expense of the same which said City may suffer or which may be recovered or obtained against said City for or by reason of, or growing out of or resulting from the passage of this ordinance, and from any act or acts of said company under or by virtue of the privileges of this ordinance. Said money shall be paid on or before the filing of its acceptance.

SECTION 3. All the provisions of the ordinance of June 18, 1900, the amend-

atory ordinance of March 16, 1903, October 12, 1903, and February 24, 1904, hereby amended, shall apply to all things provided for and embraced in this ordinance unless otherwise herein specially provided; and the rights, obligations, powers and duties of the City of Chicago and the said Pittsburg, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, and the Pittsburgh, Cincinnati, Chicago and St. Louis Railway Company shall be the same in all respects as if said ordinance of June 18, 1900, and the amendatory ordinances specified above had originally contained all the matters and things contained in this ordinance. The said ordinance of June 18, 1900, and the amendatory ordinances specified above and this ordinance shall be construed together the same as if they all had been contained in said ordinance hereby amended.

SECTION 4. This ordinance shall take effect from and after its passage and approval; provided, however, that the same shall be null and void if said Pittsburg, Fort Wayne and Chicago Railway, or its lessee, the Pennsylvania Company, shall not within thirty (30) days from the passage and approval of this ordinance, file with the City Clerk of the City of Chicago, an agreement duly executed, whereby said railway company shall undertake to do and perform all the matters and things required of it by this ordinance. After the filing of said agreement as aforesaid, this ordinance shall be binding upon the City and said Pittsburg, Fort Wayne and Chicago Railway and its lessee, the Pennsylvania Company, and shall not be materially modified or amended without the consent of said railway company. But nothing in this ordinance contained shall be deemed a waiver or surrender of the police powers of the City of Chicago or to deprive the City of the right to properly exercise such power.

WILLIAM E. DEVER,

Digitized by Google  
Chairman

### COMPENSATION.

The Special Committee on Compensation, to whom was referred an ordinance granting switch track privileges to Leinen and Finan, submitted a report recommending that the ordinance be placed on file.

Ald. Snow moved that the report be concurred in.

The motion prevailed.

### UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claim of Cornelius Anglum for damages to property, deferred and published March 19, 1906, page 2965.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

**Nays**—Conlon, Brennan—2.

The following is the order as passed:

**Ordered**, That the Corporation Counsel be and he is hereby authorized and directed to allow judgment to be taken against the City in favor of Cornelius Anglum in the sum of eighteen hundred

dollars (\$1800.00), same to be in full of all claim for damages to premises at the southeast corner of Fortieth street and Armour avenue, caused by the elevation of the tracks of the Lake Shore and Michigan Southern Ry. Co. and lowering of the Stock Yards tracks and right of way on Fortieth street. This action is taken in accordance with the opinion of the Corporation Counsel, attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the Claim of John Lawson for personal injuries, deferred and published March 19, 1906, page 2965.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Dixon, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Powers, Finn, Stewart, McCormick (21st ward), Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Butler, Siewert, Raymer, Larson, Carey, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter.—65.

**Nays**—Conlon, Brennan—2.

The following is the order as passed:

**Ordered**, That the City Attorney be and he is hereby authorized and directed to allow judgment to be taken against the City in favor of John Lawson in the sum of one hundred fifty (\$150.00) dollars and costs, same to be in full for all claims of whatever kind or nature arising from or growing out of an accident to said John Lawson on April 5th 1904 in front of 1115

or 1117 Forty-seventh Place, on account of defective sidewalk. This action is taken in accordance with the opinion of the City Attorney, attached hereto.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary, on an ordinance providing for the safety of persons working in tunnels, etc., deferred and published February 14, 1906, page 2664

Ald. Bennett moved that the report

and ordinance be made a "special order" for Friday, March 30, 1906.

The motion prevailed.

**ADJOURNMENT.**

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Friday, March 30, 1906, at 4:30 o'clock P. M.



CITY CLERK.

PROCEEDINGS  
OF THE  
CITY COUNCIL  
CHICAGO. ILLINOIS

---

Regular Meeting, Friday, March 30, 1906.

4:30 O'CLOCK P. M.

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**OFFICIAL RECORD.**

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Published by authority of the City Council of the City of Chicago, Monday, April 2, 1906.

*Present*—His Honor, the Mayor, and Ald. Coughlin, Kenna, Harding, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts Conlon, Brennan, Ryan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race and Hunter.

*Absent*—Ald. Dixon, McCormick (5th ward), McCormick (21st ward), and Carey.

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**MINUTES.**

Ald. Foreman moved to defer consideration of the minutes of the regular meeting held Monday, March 26, 1906, until the next regular meeting of the Council.

The motion prevailed.

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**Communications From the Mayor, Comptroller, Commissioner of Public Works and All Other City Officers, Departments and Branches of the City Government.**

His Honor, the Mayor, submitted the following communication:

MAYOR'S OFFICE, }  
March 29, 1906. }

*To the Honorable, the City Council:*

GENTLEMEN—I transmit herewith a communication from the Coroner of Cook County in reference to the death of Bessie Walsh, who lost her life at the crossing of 33d street and the tracks of the Chicago and Western Indiana Railway Company.

I respectfully recommend that your Honorable Body take immediate steps by ordinance or otherwise to protect the lives of pedestrians at this and similar crossings.

Respectfully,

E. F. DUNNE,  
*Mayor.*

Which was ordered placed on file (the matter having been provided for in the appropriation bill passed March 26, 1906.)

The Comptroller submitted a statement of the financial condition of the city on February 28, 1906, together with the revenue and expense for the period from February 1, to February 28, 1906, which was

Placed on file.

ALSO,

A communication and duplicate payrolls for the month of February, 1906, which were

Placed on file.

The City Clerk submitted the following communication:

CITY CLERK'S OFFICE, }  
March 30, 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinances, which have been filed in this office since the last preceding meeting of your Honorable Body.

Acceptance of the Chicago Junction

Railway Company, under ordinance amending track elevation ordinance, passed February 26, 1906.

Yours respectfully,

A. C. ANSON,  
*City Clerk.*

Which was placed on file.

ALSO,

The following communication:

CITY CLERK'S OFFICE, }  
March 30 1906. }

*To the Honorable, the Mayor and City Council:*

GENTLEMEN—In compliance with recent order of your Honorable Body, I hereby make report of failure on the part of Isaac Grossman to file acceptance under the provisions of ordinance of February 26th for sidewalk openings, within the time specified.

Yours respectfully,

A. C. ANSON.  
*City Clerk.*

Which was placed on file.

The Board of Local Improvements presented a communication and statement showing the condition of the "Improvement Bond Fund" up to December 31, 1905, which was

Placed on file.

The Board of Education submitted the following communication:

BOARD OF EDUCATION, }  
March 30, 1906. }

*To the Honorable, the Mayor and the Aldermen of the City of Chicago in City Council Assembled:*

GENTLEMEN—The Board of Education of the City of Chicago hereby requests the City Council to concur in the acceptance of the following propositions:

Bid of Mary E. Sherman to sell Sub Lot 3, in Assessor's Subdivision of Lots 6 to 10, both inclusive, in Block 49, in Canal Trustees' Subdivision of Section 7, 39, 14, \$ 9,000 00

Bid of Albert E. Schmalz to sell Lot 5, in Assessor's Subdivision of Lots 6 to 10, both inclusive, in Block 49, in Canal Trustees' Subdivision of Section 7, 39, 14..... 7,000 00

Bid of A. E. Abbs and Irene D. Abbs to sell Lot 6, in Assessor's Subdivision of Lots 6 to 10, both inclusive, in Block 49, in Canal Trustees' Subdivision of Section 7, 39, 14..... 6,500 00

Bid of the University of Chicago (Wallace Heckman, Business Manager) to sell Lots 2 and 4, in Assessor's Subdivision of Lots 6, 7, 8, 9 and 10, in Block 49, in Canal Trustees' Subdivision of Section 7, 39, 14..... 11,250 00

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\$33,750 00

The sale to be by direct purchase, and not by condemnation proceedings. This site to be used for the erection of a school for crippled children on the West Side.

Such action was taken by the Board of Education at its regular meeting, held March 28, 1906.

A certified copy of the report accompanies this communication.

Respectfully,

BOARD OF EDUCATION, CITY OF CHICAGO,

By EDWARD TILDEN,  
President.

Attest:

LEWIS E. LARSON,  
Secretary.

In connection with the foregoing, Ald. Zimmer presented the following order:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to accept the propositions hereinafter mentioned in this order in the purchase of property to be used as a site for the erection of a school for crippled children:

Bid of Mary E. Sherman to

sell Sub Lot 3, in Assessor's Subdivision of Lots 6 to 10, both inclusive, in Block 49, in Canal Trustees' Subdivision of Section 7, 39, 14..\$ 9,000 00

Bid of Albert E. Schmalz to sell Lot 5, in Assessor's Subdivision of Lots 6 to 10, both inclusive, in Block 49, in Canal Trustees' Subdivision of Section 7, 39, 14..... 7,000 00

Bid of A. E. Abbs and Irene D. Abbs to sell Lot 6, in Assessor's Subdivision of Lots 6 to 10, both inclusive, in Block 49, in Canal Trustees' Subdivision of Section 7, 39, 14..... 6,500 00

Bid of the University of Chicago (Wallace Heckman, Business Manager), to sell Lots 2 and 4, in Assessor's Subdivision of Lots 6, 7, 8, 9 and 10, in Block 49, in Canal Trustees' Subdivision of Section 7, 39, 14.. 11,250 00

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\$33,750 00

Which was, on motion of Ald. Zimmer, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

Ald. Hunter presented the following resolutions:

WHEREAS, The City Council of the City of Chicago receives with sadness

the intelligence conveying the news of the death of Thomas E. Barrett; and

**WHEREAS**, Thomas E. Barrett as a citizen and as an official was in every respect worthy of the commendation of his fellow man, and of the expressions of regard of his neighbors and constituents; and

**WHEREAS**, Thomas E. Barrett from his birth and through the years of his life was a typical representative of that class of citizenship which has done so much to make Chicago the great and magnificent municipality she presents in herself to the world; and

**WHEREAS**, Thomas E. Barrett as a private citizen was ever gracious to the humble, charitable to the poor, considerate of his opponents and just to all men with whom he dealt; and

**WHEREAS**, The character of his life and manhood had commended him to the respect and confidence of his fellow citizens, whereby he had been chosen as chief peace officer of the County of Cook, to-wit: Sheriff, through the public votes of his neighbors and fellow citizens; and

**WHEREAS**, As Sheriff of the County of Cook during every form of trial and test he proved an unflinching, courageous officer, loyal to his oath, true as a citizen and faithful to his duty; and

**WHEREAS**, As officer and citizen he was ceaseless in his perseverance and indomitable in his energy to accomplish the best results as a public servant and as a private citizen, he thus served his constituents with fidelity, and discharged his trusts with honor; and

**WHEREAS**, Thomas E. Barrett as a husband and as a father was indulgent and affectionate, commanding the regard of his neighbors and the personal affection of all who closely knew him; and

**WHEREAS**, The City of Chicago suffers a loss in being bereft of the citizen, Thomas E. Barrett, and the County of Cook equally the loss in being deprived of a faithful official; therefore be it

*Resolved*, By the City Council of Chicago, that the sympathies of this body be tendered to the wife and child of Thomas E. Barrett;

That, as a further expression of regard for him as a citizen and as an official, the public offices of the City Hall be closed during the whole of the day of Saturday, March 31, 1906;

That a copy of these resolutions be duly engrossed and transmitted to the widow of Thomas E. Barrett as an expression of condolence by this Body to her, and of regard for her husband;

That a copy of these resolutions be duly entered upon the records of the City Council as an expression of this Body upon the loss of a citizen and official—Thomas E. Barrett.

Which were, on motion of Ald. Hunter, duly adopted by a rising vote.

**All Matters Presented by the Aldermen, Also Special Assessment, Improvement and Repealing Ordinances Submitted by the Board of Local Improvements, Arranged as to Ward Numbers, Beginning with the First Ward.**

### **FIRST WARD.**

Ald. Coughlin presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby granted to the Independent Brewing Association, its successors and assigns, to construct and maintain two stairway openings, each three (3) feet six (6) inches in width, and eleven (11) feet in length in the sidewalk space in front of Nos. 130 and 132 East Madison street, which shall be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and filed in his office; the said stairways shall be constructed in a safe and workmanlike manner under the supervision

and to the satisfaction of the Commissioner of Public Works; and permission and authority are also given to said Independent Brewing Association, its successors and assigns, to construct and maintain a vault underneath the surface of the sidewalk in front of said Nos. 130 and 132 East Madison street, which vault shall not be more than one hundred and ten (110) feet in length; and more than eleven (11) feet in width, and which shall be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago; and also that permission and authority be and the same are hereby granted to the Independent Brewing Association, its successors and assigns, to construct and maintain an opening, four (4) feet by four (4) feet, in the sidewalk space in front of No. 138 East Madison street, with iron cover for same, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto, in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, its successors and assigns, shall restore said portion of the sidewalk at the place where said stairways and opening at No. 138 East Madison street are located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said stairways had been located shall be put in the same condition, safe for public travel, as the other part of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner

of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, its successors and assigns, shall at all times keep the sidewalk in which such stairways and opening at No. 138 East Madison street are located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, its successors and assigns, shall comply with all general ordinances of the City of Chicago, now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks; and upon the further condition that said grantee, its successors or assigns, shall pay as compensation for the privileges herein granted the sum of three hundred and seventy-one (\$371.00) dollars per annum during the life of this ordinance; said compensation to be paid in two installments of one hundred and eighty-five dollars and fifty cents (\$185.50) each, pay-



able on the first day of January and the first day of July of each year during the life of this ordinance; all of said payments to be made at the office of the Comptroller of the City of Chicago.

**SECTION 6.** This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

Which was, on motion of Ald. Coughlin, duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

**Nays**—Conlon, Brennan—2.

Ald. Coughlin presented an ordinance for a canopy for E. D. Stair and Geo. Middleton over the sidewalk space in front of the building at the northwest corner of 20th street and State street, which was

Referred to the Committee on Streets and Alleys, South Division.

Ald. Coughlin presented the following order:

**Ordered,** That the Commissioner of Public Works be and he is hereby directed to issue a permit to Michael Dina for a barber pole in front of premises, 209 South Water street; said barber pole shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to ter-

mination by the Mayor at any time in his discretion.

Which was, on motion of Ald. Coughlin, duly passed.

Ald. Coughlin presented the following resolution:

**Resolved,** That the Corporation Counsel be and is hereby instructed to report a proper ordinance to the Council authorizing the placing of an iron tank under the sidewalk space in front of the premises known as No. 1718 Indiana avenue.

Which was, on motion of Ald. Coughlin, duly adopted.

Ald. Coughlin presented an order for a voucher for Michael Coughlin, which was

Referred to the Committee on Finance:

Ald. Kenna presented the following order:

**Ordered,** That the Commissioner of Public Works be and he is hereby directed to issue a permit to A. Dick, No. 132 East Van Buren street, to erect an enamel sign over the front door of said premises, dimensions of said sign being 5 feet by 2 feet; said sign to be constructed and erected in accordance with all rules and regulations of the Department of Public Works, and to the satisfaction of the Commissioner of Public Works. The provision hereby granted to be revocable by the Mayor, at any time at his discretion.

Which was, on motion of Ald. Kenna, duly passed.

## FIFTH WARD.

Ald. Martin presented the claim of Mrs. B. O'Keefe, which was

Referred to the Committee on Finance.

## SIXTH WARD.

Ald. Young presented the following orders:

**Ordered,** That the Commissioner of

Public Works is hereby authorized and directed to issue a permit to Mrs. C. McNamara, 561 East 46th place, Chicago, Ill., for the use of five sprinkling wagons, authorizing the use of city water from fire plugs, without cost, from April 15th, 1906, to November 1st, 1906, in consideration of the cleaning of the following streets: Prairie avenue, from 39th to 51st, once a month; 41st street, from elevated road to Indiana avenue, once a month; 42d street, from Grand boulevard to Indiana avenue, once a month; 44th street, from Grand boulevard to Indiana avenue, once a month; Calumet avenue, from 47th to 51st street, once a week; Ellis avenue, from 39th to 41st, daily; Forestville avenue, from 45th to 46th, weekly; 46th street, from Grand boulevard to alley east of Forestville, monthly; 46th place, from Grand boulevard to St. Lawrence, monthly; 48th street, from Grand boulevard to alley east of Forestville, daily; 48th place, from Grand boulevard to Vincennes avenue, daily; 49th street, from Grand boulevard to alley east of Forestville, daily; 50th street, from Grand boulevard to alley east of Vincennes, daily; Vincennes avenue, from 47th to 48th street, monthly; Vincennes avenue, from 48th street to 50th street, daily; Champlain avenue, from 46th street to 50th street, daily; cross streets, from alley to alley, east and west of Champlain avenue, 48th, 49th and 50th streets, monthly; cross streets, from alley to alley east and west of Vincennes, from 43d to 47th street, monthly. Total number of blocks 50. Said permit to contain a condition that if said Mrs. C. McNamara shall fail to clean said streets or any of them to the satisfaction and approval of the Commissioner of Public Works, or if said water is used for any other purpose than street sprinkling, she shall pay to the city the full rate for all water used from the date of the issuance of said permit, and if said Mrs. C. McNamara shall fail to comply with the conditions of said

permit, the Mayor shall revoke the same, and no other permit shall be issued to said Mrs. C. McNamara until all charges have been paid.

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*Ordered,* That the Commissioner of Public Works is hereby authorized and directed to issue a permit to Wm. Garnett, Jr., and Geo. E. Du Bois, President and Secretary, respectively, of The Vincennes Avenue Improvement Club, authorizing the use of city water from fire plugs, without cost, from April 1, 1906, to November 15, 1906, in consideration of the cleaning of the following streets: Vincennes avenue, from 43d street to 47th street, and the cross streets between 43d street and 47th street to the first alley on either side of Vincennes avenue, once each day; said permit to contain a condition that if said Wm. Garnett, Jr., and said Geo. E. Du Bois shall fail to clean said streets or any of them to the satisfaction and approval of the Commissioner of Public Works, or if said water is used for any other purpose than street sprinkling, they shall pay to the city the full rate for all water used from the date of the issuance of said permit, and if said Wm. Garnett, Jr., and said Geo. E. Du Bois shall fail to comply with the conditions of said permit, the Mayor shall revoke the same, and no other permit shall be issued to said Wm. Garnett, Jr., and said Geo. E. Du Bois until all charges have been paid.

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*Ordered,* That the Commissioner of Public Works is hereby authorized and directed to issue a permit to W. V. Geary, 38 East 43d street, authorizing the use of city water from fire plugs, without cost, from April 15, 1906, to November 30th, 1906, in consideration of the cleaning of the following streets: Bowen avenue, from Lake avenue to Ellis avenue, every day, one block. Oakenwald avenue, from 42d to 46th street, every day, four blocks.

Woodlawn avenue, from 44th to 51st street, every day, seven blocks.

Ellis avenue, from 41st to 51st street, every day, ten blocks.

Vincennes avenue, from 39th to 43d street, every day, four blocks.

Langley avenue, from 47th to 49th street, every day, two blocks.

Langley avenue, from 39th to 41st street, every day, two blocks.

Forty-fourth street, from Drexel boulevard to Ellis avenue, every day, one block.

Forty-eighth street, from Drexel boulevard to Ellis avenue, every day, one block.

Lake avenue, from 39th to 51st street, every two weeks, twelve blocks.

Madison avenue, from 47th to 51st street, every two weeks, four blocks.

Kimbark avenue, from 47th to 50th street, every two weeks, three blocks.

Kenwood avenue, from 47th to 49th street, every two weeks, two blocks.

Sidney avenue, from 44th to 45th street, every two weeks, one block.

Berkeley avenue, from Bowen avenue to 45th street, every two weeks, four blocks.

Forestville avenue, from 43d to 44th street, every two weeks one block.

Forty-second place, from Drexel boulevard to Ellis avenue, every two weeks, one block.

Forty-third street, from Drexel boulevard to I. C. R. R., every week, five blocks.

Forty-fourth street, from Ellis avenue to Greenwood avenue, every two weeks, two blocks.

Forty-fourth street, from Vincennes avenue to Grand boulevard, every two weeks, one block.

Forty-fifth street, from Drexel boulevard, to Woodlawn avenue, every two weeks, three blocks.

Forty-fifth street, from Vincennes avenue to Grand boulevard, every two weeks, one block.

Forty-sixth street, from Greenwood avenue to Drexel boulevard, every two weeks, two blocks.

Forty-seventh street, from Drexel boulevard to I. C. R. R., every week, six blocks. Total 80 blocks. Said permit to contain a condition that if said W. V. Geary shall fail to clean said streets or any of them to the satisfaction and approval of the Commissioner of Public Works, or if said water is used for any other purpose than street sprinkling, he shall pay to the city the full rate for all water used from the date of the issuance of said permit, and if said W. V. Geary shall fail to comply with the conditions of said permit, the Mayor shall revoke the same, and no other permit shall be issued to said W. V. Geary until all charges have been paid.

Which were, on motion of Ald. Young, duly passed.

Ald. Young presented amendments to the ordinances recommended by the Committee on Gas, Oil and Electric Light in re. maximum rates to be charged for electrical current by the Chicago Edison Company and the Commonwealth Electric Company, which were, on motion of Ald. Young,

Ordered published and consideration thereof postponed.

The following are the amendments:

Proposed amendment to Section 1 of general ordinance as recommended by Committee:

Amend Section 1 on page 3255, Current Council Proceedings, by striking out the first two sentences down to and including the words "last three years of said period," and inserting in lieu thereof of the following:

"That for a period of two years from and after the first day of May, 1906, the gross maximum rate or charge for the supplying of electricity for power, heating or lighting furnished by any individual, company or corporation to the City of Chicago, or to inhabitants thereof, shall be fifteen cents a kilowatt hour and said gross maximum rate or charge shall be subject to a discount or

deduction therefrom of one cent a kilowatt hour in all cases where payment of bills for supplying electricity shall be made within ten days from their date. For the next succeeding three years, that is to say, from the first day of May, 1908, to the thirtieth day of April, 1911, the gross maximum rate or charge for such supply of electricity shall be thirteen cents a kilowatt hour, and said gross maximum rate of thirteen cents shall be subject to a discount or deduction therefrom of one cent a kilowatt hour in all cases where payment of bills for supplying electricity shall be made within ten days from their date. The net maximum rate or charge for supplying electricity to consumers making payment of their bills within such ten days shall be fourteen cents for each kilowatt hour for said first two years and twelve cents for each kilowatt hour for said last three years of the five-year period intended to be covered by this ordinance."

Amendment to Section 3 of proposed special ordinance as recommended by Committee:

Amend Section 3 on page 3256, Current Council Proceedings, in the next to the last sentence in the quoted language for the proposed change in Section 6 of the Commonwealth Electric Company ordinance by striking out the following words: "not generally approved by competent electrical engineers and in general use" and by inserting in lieu thereof the following words: "which have not previously been tested and found practicable by competent electrical engineers."

Proposed amendment to Section 5 of special ordinance as recommended by Committee:

Amend Section 5 on page 3257, Current Council Proceedings, by striking out the whole of the second sentence therein which begins with the words "said companies shall not" and which ends with the words "five years from said date,"

and inserting in lieu thereof the following sentences:

"For two years from and after the first day of May, 1906, the gross maximum rate to be charged by either of said companies for supplying electricity shall not exceed fifteen cents a kilowatt hour, and said gross maximum rate shall, during said two years, be subject to a discount or deduction therefrom of one cent a kilowatt hour in all cases where payment of bills for supplying electricity shall be made within ten days from their date. For the next succeeding three years, that is to say, from the first day of May, 1908, to the thirtieth day of April, 1911, the gross maximum rate to be charged by either of said companies for supplying electricity shall not exceed thirteen cents a kilowatt hour, and said gross maximum rate of thirteen cents shall during said three years be subject to a discount or deduction therefrom of one cent a kilowatt hour in all cases where payment of bills for supplying electricity shall be made within ten days from their date. The net maximum rate or charge of either of said companies for supplying electricity to consumers making payment of their bills within such ten days shall not exceed fourteen cents for each kilowatt hour during the first two years from and after said first day of May, 1906, and twelve cents for each kilowatt hour during the next succeeding three years. It is intended by this ordinance to prescribe the maximum rates which may be charged or collected by either of said companies for a period of five years from said first day of May, 1906."

Amendment to Section 1 of alternative or substitute special ordinance as recommended by Committee:

Amend Section 1 on page 3258, Current Council Proceedings, by striking out the first part of the second sentence thereof, beginning with the words "Said companies shall not" down to and including the words "during the next suc-

ceeding three years," and inserting in lieu thereof the following:

"From and after the first day of May, 1906, said companies shall not charge a gross maximum rate for supplying electricity during the two years immediately following said date in excess of fifteen cents a kilowatt hour nor during the next succeeding three years in excess of thirteen cents a kilowatt hour, and said gross maximum rate shall be subject to a discount or deduction therefrom of one cent a kilowatt hour."

### SEVENTH WARD.

Ald. Snow presented the following ordinance:

WHEREAS, On February 6, 1899, an ordinance was passed granting permission to Harry C. Maltby to construct and operate a switch track; and

WHEREAS, Said switch track has been removed and the ordinance no longer in force; therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority granted to Harry C. Maltby, his heirs and assigns, to lay down and operate a single railroad switch track along the alley lying between Lots five (5) and six (6) of Block thirty-three (33) in Canal Trustees Subdivision, being a subdivision of Section seven (7), Township thirty-nine (39) North, Range fourteen (14), East of the Third Principal Meridian, said ordinance being published on page 1532 of the Council Proceedings of that date, be and the same is hereby repealed.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Which was, on motion of Ald. Snow, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan,

Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61

*Nays*—Conlon, Brennan—2.

### TIME FIXED FOR THE NEXT REGULAR MEETING.

Ald. Bennett presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the next regular meeting of the City Council, to be held after the meeting of Friday, March 30th, 1906, be and the same is hereby fixed to be held on Friday, April 6th, 1906, at 7:30 o'clock P. M.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Which was, on motion of Ald. Bennett, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

Ald. Bennett presented the following order:

*Ordered*, That the City Electrician be and he is hereby authorized and directed to enter into a contract with the Illinois Telegraph and Telephone Company, without advertising, for the installation of city electric cables in the tunnels of said company, the cost of placing the cables and transportation of same to be billed to the City at cost price and the work to be done under the supervision of the City Electrician. The work to include the building of a six-foot shaft to connect the City's conduit system at the City Hall with the tunnel, hanging the cables in the roof of the tunnels, and placing the necessary steel pipe to connect the City manholes to the tunnel, as follows:

Place three cables, each approximately two (2) inches in diameter, from the City Hall to Wells street and Michigan street.

Place one cable from Wells street and Michigan street to the city manhole at Wells street and Indiana street.

Place two cables from Wells street and Michigan street to the city manhole at Michigan street and the alley east of Wells street.

Place two cables from the City Hall to the city manhole at Van Buren and Clinton streets.

Place three 3-inch steel pipes from the city manhole at Michigan street and the alley east of Wells street into the tunnel.

Place two 3-inch steel pipes from the city manhole at Wells and Indiana streets into the tunnel.

Place three 3-inch pipes from the city manhole at Van Buren and Clinton streets into the tunnel.

The total cost of the work not to exceed \$5,000.00.

Which was, on motion of Ald. Bennett, duly passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman,

Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Habne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

Nays—Conlon, Brennan.

Ald. Bennett presented the claims of P. J. Lavin, Ray Densmore, Wilhelmine Flynn, Anton Hofherr, and W. H. Chamberlain, which were

Referred to the Committee on Finance.

#### EIGHTH WARD.

Ald. Moynihan presented the following orders:

*Ordered*, That the City Electrician be and he is hereby directed to issue permit to the Star Credit Clothing Co. for an electric sign in front of 9126 Commercial avenue; said sign to be erected in accordance with the regulations and requirements of the Department of Electricity and said permit to be subject to revocation at any time in the discretion of the Mayor.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to lay water main in Avenue F from the end of the present main south of 103d street 100 feet, provided same will pay a permanent annual revenue of ten cents per lineal foot.

Which were, on motion of Ald. Moynihan, duly passed.

Ald. Moynihan presented an order for curbing and filling Avenue H between 102d street and 106th street, which was

Referred to the Board of Local Improvements.

Ald. Jones and Moynihan presented an order for the elevation of the tracks of

the Chicago, Lake Shore and Eastern Railway, which was

Referred to the Committee on Track Elevation.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a sewer in Avenue N, from 108th street to 108th street.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation, ordinance and estimate for a water supply pipe in Avenue G, from 104th street to a point 300 feet south of the south line of 104th street.

By unanimous consent, on motion of Ald. Moynihan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, un, Reinberg, Lipps, Butler, Siewert, aymer, Larson, Wendling, Bradley,

Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

ALSO,

A recommendation ordinance and estimate for a water supply pipe in Avenue G, from 103d street to Indianapolis avenue.

By unanimous consent, on motion of Ald. Jones, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pring'e, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

## NINTH WARD.

Ald. Harris presented an ordinance amending the Revised Municipal Code in re. licensing entertainments of the 15th class, which was

Referred to the Committee on License.

## TENTH WARD.

Ald. Scully presented the following orders:

*Ordered*, That the order issued by the Commissioner of Public Works to blockade the Blue Island avenue viaduct be and the same is hereby rescinded and that the Commisisoner of Public Works be instructed to make the necessary repairs to the said viaduct.

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to enter into an arrangement with the receivers of the Chicago Union Traction Company for re-routing the Blue Island avenue cars, on account of the unsafe condition of the Blue Island avenue viaduct, and he is authorized to issue a permit for the placing and maintaining by trolley poles and wires on Blue Island avenue, from 12th street to 14th street,, and from 18th street to Western avenue or any other route that is satisfactory to the Commissioner of Public Works and the receivers of the Union Traction Company until the track elevation is finished, and Blue Island avenue opened for traffic.

Which were, on motion of Ald. Scully, duly passed.

#### ELEVENTH WARD.

Ald. Cullerton and Hoffman presented the following resolution:

*Resolved*, That the Board of Local Improvements in connection with the Aldermen from the 11th and 12th wards make a personal inspection of the sidewalks within the following boundaries: Ashland avenue, Western avenue, 16th street and Blue Island avenue, for the purpose of determining and fixing a uniform system of sidewalks suitable for said territory.

Which was, on motion of Ald. Cullerton, duly adopted.

#### TWELFTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt South Hoyne avenue, from West 18th street to Blue Island avenue.

By unanimous consent, on motion of Ald. Uhler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Fore-

man, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

#### ALSO,

A recommendation, ordinance and estimate for a water supply pipe in the northwesterly side of Ogden avenue, from South Homan avenue to South Trumbull avenue.

By unanimous consent, on motion of Ald. Zimmer, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

#### THIRTEENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for a water supply pipe in Harvard street, from South Homan avenue to South Central Park avenue.

By unanimous consent, on motion of



Ald. Considine, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

#### FIFTEENTH WARD.

Ald. Beilfuss presented the claim of H. Krueger, which was

Referred to the Committee on Finance.

#### EIGHTEENTH WARD.

Ald. Conlon presented the claim of James Johnson, which was

Referred to the Committee on Finance.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with granite blocks the alley from Jackson boulevard to West Van Buren street and between South Green street and South Peoria street.

By unanimous consent, on motion of Ald. Conlon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty,

Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

#### ALSO,

A recommendation, ordinance and estimate for curbing, grading and paving with asphalt Ann street, from West Madison street to West Lake street.

By unanimous consent, on motion of Ald. Brennan, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

#### ALSO,

A recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with granite blocks Carroll avenue, from North Carpenter street to North Elizabeth street.

By unanimous consent, on motion of Ald. Conlon, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith,

Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

## TWENTY-FIRST WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with granite blocks the alley from Cass street to Rush street and between Michigan street and North Water street.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

### ALSO,

A recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with granite blocks Cass street, from Michigan street to Illinois street.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Fore-

man, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

### ALSO,

A recommendation, ordinance and estimate for a water supply pipe in Chicago avenue from a point 625 feet east of the east line of Lincoln Park boulevard to Lake Shore Drive.

By unanimous consent, on motion of Ald. Reese, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

## TWENTY-SECOND WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for plastering curb walls, curbing, grading and paving with asphalt Kingsbury street, from Chicago avenue to Erie street.

By unanimous consent, on motion of Ald. Dougherty, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

#### TWENTY-FIFTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, filling and paving with slag macadam Southport avenue, from Balmoral avenue to Bryn Mawr avenue.

By unanimous consent, on motion of Ald. Williston, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

#### TWENTY-SIXTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Cornelia avenue, from North Robey street to West Ravenswood park.

By unanimous consent, on motion of Ald. Reinberg, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

#### TWENTY-SEVENTH WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for water supply pipes as follows: In Milton street, from Wells place to Fulton avenue, in Fulton avenue from Milton street to Alton avenue and in Alton avenue from Fulton avenue to Hamilton street.

By unanimous consent, on motion of Ald. Butler, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty,

Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

### THIRTIETH WARD.

Ald. Burns presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Mary Hutchins to move the one-story frame house from Lot 18, Block 8, John Frazier's Sub-Section 4-38-14, to Lot 9, Block 4, John Frazier's Sub. Sec. 4-38-14. Also a permit to move a one and one-half story frame house from Lot 13, Block 8, John Frazier's Sub. Sec. 4-38-14, to Lot 5, Block 3, John Frazier's Sub. Sec. 4-38-14, all being in the same block.

Which was, on motion of Ald. Burns, duly passed.

Ald. Burns presented the following order:

*Ordered*, That the Special Committee on Track Elevation be and it is hereby ordered and required to amend the ordinance of June 18, 1900, by paving the street lying east and adjacent with the east right of way line of Stewart avenue, from the north line of 45th street to the south line of 43d place; and 43d place from the east line of Stewart avenue to the west line of Shields avenue; and Shields avenue from the south line of 43d place to the south line of 43d street. And also to construct a sewer of the proper dimensions required by the Commissioner of Public Works in said streets. All this to be done in lieu of the paving and constructing of a sewer from the north line of Root street to the south line of 39th street east and adjacent with the east line of Stewart avenue. And the paving of a street and

constructing of a sewer from the south line of 43d street lying east and adjacent with the east line of Stewart avenue to the north line of 44th place.

Which was, on motion of Ald. Burns, duly passed and referred to the Special Committee on Track Elevation.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with slag macadam West 45th street, from State street to South Halsted street.

By unanimous consent, on motion of Ald. Bradley, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

### ALSO,

A recommendation, ordinance and estimate for a cement sidewalk on a system of streets as follows, to-wit: On both sides of West 47th place, from Butler street to South Halsted street, etc.

By unanimous consent, on motion of Ald. Burns, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Pow-

ers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

### THIRTY-FIRST WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with slag macadam West 67th street, from South Ashland avenue to Loomis street.

By unanimous consent, on motion of Ald. Roberts, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

ALSO,

The following ordinance:

#### AN ORDINANCE.

Repealing an ordinance for the opening of West 58th street, across the right of way of the Pittsburgh and Fort Wayne Railroad Company, in the City of Chicago, County of Cook and State of Illinois.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the ordinance en-

titled "An ordinance for the opening of West 58th street, across the right of way of the Pittsburgh and Fort Wayne Railroad Company," passed January 13, 1896, be and the same is hereby repealed, and that the assessment made under the provisions of said ordinance, Docket No. 172278 of the Superior Court of said county, be and the same is hereby annulled.

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

### THIRTY-SECOND WARD.

The Board of Local Improvements submitted a recommendation, ordinance and estimate for curbing, grading and paving with asphalt Union avenue, from West 63d street to West 67th street.

By unanimous consent, on motion of Ald. Badenoch, the ordinance was passed and the estimate therewith approved by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno,

Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

### THIRTY-THIRD WARD.

Ald. Bihl presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to lay water main in Calumet avenue between 117th street and 118th street as far as it will pay a permanent annual revenue of ten cents per lineal foot.

Which was, on motion of Ald. Bihl, duly passed.

Ald. Hunt presented an order for paving (with macadam) Woodlawn avenue, from 77th to 83d streets; Chauncey avenue, P. F. W. and C. R. R. to 82d street; Kimbark avenue, Anthony to 82d street; 77th street, Woodlawn to Chauncey; 78th street, Woodlawn to Monroe; 79th and 81st streets, N. Y. C. and S. R. R. to Kimbark; 80th street, Woodlawn to Kimbark; 81st place and 82d street, N. Y. C. and S. R. R. to Woodlawn; which was

Referred to the Board of Local Improvements.

### THIRTY-FOURTH WARD.

Ald. Kohout presented the following order:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a permit to Michael Doran to lay twenty-two (22) sewer stubs on South 41st court, between 28th and 31st streets, and twenty-seven (27) sewer stubs on South 41st avenue between 28th and 31st streets, and thirty-nine (39) sewer stubs on South 40th court, between 28th and 30th streets,

on payment of one fee of five (\$5) dollars and the cost of inspection; the work to be done under the supervision of the Commissioner of Public Works and without expense to the City.

Which was, on motion of Ald. Kohout, duly passed.

Ald. Race presented the following order:

*Ordered*, That the City Engineer be and is hereby directed to put in water connection to the Mandel Methodist church at 50th and Congress street.

Which was, on motion of Ald. Race, duly passed.

## REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

### FINANCE.

The Committee on Finance, to whom was referred proposals for lumber for use of the Department of Water, Bureau of Engineering, submitted a report recommending that the bids be rejected and that an accompanying order be passed.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and is hereby author-

ized to purchase lumber needed during the year 1906 for the use of the Water Department, Bureau of Engineering, without advertising, from the Pilsen Lumber Company, at the prices named in their proposition attached hereto, in accordance with the recommendation of the Commissioner of Public Works, dated March 29, 1906, attached hereto.

### GAS, OIL AND ELECTRIC LIGHT.

The Committee on Gas, Oil and Electric Light, to whom was referred an ordinance amending Section 2181, the Revised Municipal Code, in re. electric signs, submitted a report recommending the passage of an accompanying substitute ordinance.

Ald. Young moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 29, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Gas, Oil and Electric Light, to whom was referred ordinance amending Revised Municipal Code, Section 2181, in re. electric signs, having had the same under advisement, beg leave to report and recommend the passage of the accompanying substitute ordinance.

#### AN ORDINANCE.

Amending Section 2181 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 2181 of the Ordinances of the City of Chicago, as revised and adopted by the City Council of the City of Chicago, in the year 1905, be and the same hereby is amended so as to read as follows:

It shall be unlawful for any person or corporation to erect or maintain over any sidewalk, street, avenue, alley or public way in the city, any electric sign,

except in accordance with and pursuant to the provisions of this article.

For the purposes of this article an electric sign is hereby declared to be any sign constructed as follows:

Signs, all, or part of the letters of which are made in an outline of incandescent lamps; transparent glass signs illuminated with electric lamp or lamps; and signs with painted, flush or raised letters, and having a border of incandescent lamps attached thereto and reflecting light thereon.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

LINN H. YOUNG,

*Chairman.*

### BUILDING DEPARTMENT.

The Committee on Building Department, to whom was referred an ordinance granting permission to the Metropolitan Amusement Company to construct a scenic railway in Sans Souci park, submitted a report recommending the passage of an accompanying substitute ordinance.

By unanimous consent, on motion of Ald. Harkin, the report was concurred in and the ordinance passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

Nays—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to the Metropolitan Amusement Company to erect in Sans Souci park, 60th street and Cottage Grove avenue, a structure to be used as a scenic railway in accordance with plans for same now on file in the office of the Commissioner of Buildings of the City of Chicago, provided said plans are first approved by the Commissioner and Engineer of said department, said structure to be erected at the place in said grounds indicated by said plans.

SECTION 2. The said structure shall at all times be kept in a safe condition for use and operation and shall be subject at all reasonable times to inspection by the Commissioner of Buildings or his representative.

SECTION 3. In the event the Commissioner of Buildings shall at any time be of the opinion that the said structure is or has become unsafe for use and operation, the said Metropolitan Amusement Company shall upon notice from said Commissioner of Buildings cease the use and operation of the same until it has been put into a safe condition for such use and operation in accordance with the requirements of said Commissioner.

SECTION 4. This ordinance shall be in force from and after its passage and approval.

ALSO,

The same Committee, to whom was referred an ordinance granting the W. H. Labb Construction Company permission to erect a roller coaster in Sans Souci park, submitted a report recommending the passage of an accompanying substitute ordinance.

By unanimous consent, on motion of Ald. Harkin, the report was concurred in

and the ordinance passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to the W. H. Labb Construction Company to erect in Sans Souci park, 60th street and Cottage Grove avenue, a structure to be used as a roller coaster in accordance with plans for same now on file in the office of the Commissioner of Buildings of the City of Chicago, provided said plans are first approved by the said Commissioner and the Engineer of his said department; said structure to be erected at the place in said grounds indicated by said plans.

SECTION 2. The said structure shall at all times be kept in a safe condition for use and operation and shall be subject at all reasonable times to inspection by the Commissioner of Buildings or his representative.

SECTION 3. In the event the Commissioner of Buildings shall at any time be of the opinion that the said structure is or has become unsafe for use and operation, the said W. H. Labb Construction Company shall upon notice from said Commissioner of Buildings cease the use and operation of the same until it has been put into a safe condition for such



use and operation in accordance with the requirements of said Commissioner.

SECTION 4. This ordinance shall be in force from and after its passage and approval.

### SCHOOLS.

The Committee on Schools, to whom was referred a request of the Board of Education for the erection of the Jas. H. Bowen high school, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 28, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education for erection of Jas. H. Bowen high school, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the sum of \$400,000 be and the same is hereby appropriated for the erection of the James H. Bowen high school, and the City Comptroller is hereby authorized and directed to set aside the said sum of \$400,000 from the unappropriated balance of the building account for the erection of said building.

MICHAEL ZIMMER,  
Chairman.

ALSO,

The same Committee, to whom was referred a request of the Board of Education to acquire property adjoining the John Spry school, the Jefferson school, Farragut school, and Blaine school, and a site for the relief of the Agassiz school, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 28, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education to acquire property adjoining John Spry school, Jefferson school, Farragut school, Blaine school, and a site for relief of Agassiz school, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

Lots 1 to 4, both inclusive, in Block 3, in Case Sub. of the East 30 acres of the south 64 acres of the Northwest  $\frac{1}{4}$  of Section 25-39-13, being 100.51 ft. frontage of Boulevard Way, south of and adjoining the John Spry school premises, with a depth of 124 ft., together with all buildings and improvements thereon; also a strip of ground south of and adjoining the Spry school premises, the same being about 33 ft. east of South Lawndale avenue, having a depth of about 49.6 ft. and about 100.50 ft. frontage, adjoining the 10 ft. alley in the rear of the property on Boulevard Way.

Lots 80 to 84, both inclusive, Block 49, Canal Trustees' Sub. of West  $\frac{1}{2}$ , and West  $\frac{1}{2}$ , Northeast  $\frac{1}{4}$ , Section 17-39-14, together with all buildings and improvements thereon, being 121 ft. west of and adjoining the Jefferson school premises, located on Elburn avenue between Ashland boulevard and Lavin street, having a depth of 104.5 ft.,

Lots 1, 2 and 3, Block 3, Frank Slade's Sub. in Anthony Kozel's Sub. of the N. 14 acres of S. 44 acres of East  $\frac{1}{2}$ , Section 26-39-13, being 89.33 ft.

frontage by a depth of 125 ft. south of and adjoining the Farragut school premises, located on the Northwest corner of West 24th street and South Spaulding avenue, together with all buildings and improvements thereon; also Lots 38, 39 and 40, Block 6, in Kralovce and Kasper's Sub. of E.  $\frac{1}{2}$  N. E.  $\frac{1}{4}$ , Sec. 26-39-13, being 75 ft. north of and adjoining said school premises, on South Spaulding avenue, together with all buildings and improvements thereon.

The south 31 ft. of Lot 14, in Block 4, Lake View High School subdivision, being a subdivision of N. W.  $\frac{1}{4}$  of the N. W.  $\frac{1}{4}$  in Sec. 20-40-14, having a frontage of 31 ft. on Southport avenue by a depth of 171.43 ft. north of the Blaine School premises, together with all buildings and improvements thereon.

Lots 20 to 37, both inclusive, in Block 1, McConnell Bros. Subdivision of the East  $\frac{1}{2}$  in Outlot 7, of Canal Trustees' Subdivision of the east  $\frac{1}{2}$ , northeast  $\frac{1}{4}$ , Section 29-40-14, for a new site for the relief of the Agassiz school district, northeast corner Seminary avenue and Wolfram street, fronting on Wolfram street, having a frontage of 225 ft. by a depth of 124.5 ft.; also southeast corner Seminary avenue and George street, fronting on George street, having a frontage of 225 ft. by a depth of 124.5 ft., which said property is sought to be purchased by the City of Chicago, in trust for the use of schools, for a school site.

MICHAEL ZIMMER,  
Chairman.

ALSO,

The same Committee, to whom was referred requests of the Board of Education for additional appropriations for the Warren school, William Penn school, Lloyd school, Van Vlissingen school, Ole A. Thorp school, and Jenner school, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 28, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred requests of Board of Education for additional appropriations for Warren school, William Penn school, Lloyd school, Van Vlissingen school, Ole A. Thorp school, and Jenner school, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the additional amounts shown opposite the the names of the certain schools hereinafter mentioned in this order be and the same are hereby appropriated for the completion of said schools, and the City Comptroller is hereby authorized and directed to set aside the said additional amounts from the unappropriated balance of the building account for the completion of said school buildings:

Warren school .....	\$15,000
William Penn school...	35,000
Lloyd school .....	15,000
Van Vlissingen school..	22,000
Ole A. Thorp school....	15,000
Jenner school .....	40,000

MICHAEL ZIMMER,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance vacating an alley in the Agassiz school district, submitted a report recommending the passage of the ordinance.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 28, 1906.

*To the Mayor and Alderman of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred ordinance vacating alley in Agassiz school district, having had the

same under advisement, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has acquired title to Lots 20 to 37, both inclusive, in Block 1, McConnell Bros.' Subdivision of the east one-half, in Outlot 7, Canal Trustees' Subdivision of the east one-half, northeast one-quarter, Section 29-40-14, in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to be used as the site of the Agassiz school district.

WHEREAS, The aforesaid Lots 20 to 28, both inclusive, are separated from the aforesaid Lots 29 to 37, both inclusive, by a public alley 16 feet in width, running east and west between George and Wolfram streets,

WHEREAS, The Board of Education has requested the City Council to vacate the said alley, now therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley aforesaid as shown on the accompanying plat be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein provided for become effective until there shall have been dedicated as a public alley and laid open to the public use as such, the east 16 feet of Lot 20 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the east 16 feet of Lot 20

aforesaid, also a plat showing the alley: so dedicated and vacated.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance vacating an alley adjoining the John Spry School premises, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 28, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred ordinance to vacate alley adjoining John Spry School premises, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has acquired title to that portion of Lot 4 lying south of West 24th street and west of Marshall boulevard, in Superior Court Partition of the east 48 acres, of the north 96 acres, of the northwest one-quarter of Section 25-39-13; also Lots 1 to 4, both inclusive, in Block 3, in Cass' Subdivision of the east 30 acres of the South 64 acres, of the northwest one-quarter of Section 25-39-13, facing on Boulevard Way; also a strip of land south of and adjoining said school premises, being about 33 feet east of South Lawndale avenue, having a depth of about 49.6 feet and about 100.50 feet frontage, adjoining the 10-foot alley in the rear of the property on Boulevard Way, in the City of Chicago, County of Cook, and State of Illinois, which said lots are intended to be used as the site of the John Spry School.

WHEREAS, The aforesaid Lots 1 to 4, both inclusive, are separated from the aforesaid strip of ground by a public

alley 10 feet in width running north and south between South Lawndale avenue and Boulevard Way.

WHEREAS, The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley mentioned above be and the same is hereby vacated; which alley so vacated is substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a plat showing the alleys so vacated.

MICHAEL ZIMMER,  
Chairman.

ALSO,

The same Committee, to whom was referred an ordinance vacating an alley adjoining the Blaine School premises, submitted a report recommending the passage of the ordinance.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 28, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred ordinance to vacate alley adjoining Blaine School premises, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has acquired title to the south 31 feet of Lot 14, the south 25.5 feet of Lot 16, in Block 4, in Lake

View High School Subdivision, being a Subdivision of the northwest one-quarter of the Northwest one-quarter, Section 20-40-14, together with the north 33 feet of the southwest one-quarter of said northwest one-quarter; also Sub-lots 119 to 129, both inclusive, in Oscar Charles' Addition to Lane Park of northwest one-quarter of southwest one-quarter of northwest one-quarter, Section 20-40-14; and Lot 15, Block 4, Lot 15, Block 5, and Lot 14, Block 6, in Lake View High School Subdivision; and all that portion of the public alley between said lots and east of said west line of Lot 119, etc., in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to be used as the site of the Blaine School.

WHEREAS, The aforesaid lots are separated by so much of the public alley 16 feet in width running east and west between aforesaid property, and so much of the public alley running north and south, east of the 25.5 feet of Lot 16 aforesaid.

WHEREAS, The Board of Education has requested the City Council to vacate said alley, now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley referred to be and the same is hereby vacated; which alleys so vacated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a plat showing the alleys so vacated.

MICHAEL ZIMMER,  
Chairman

ALSO,

The same Committee, to whom was

referred an ordinance vacating an alley adjoining the Patrick Henry School, submitted a report recommending the passage of the ordinance.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 30, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred ordinance vacating alley adjoining Patrick Henry School, having had the same under advisement, beg leave to report and recommend that the ordinance do pass.

WHEREAS, The Board of Education of the City of Chicago has acquired title to, or is about to acquire title to, Lots 1 to 13, both inclusive, the north 16 feet of Lot 35, and Lots 36 to 48, both inclusive, in Block 12, in Mamarow's Boulevard Addition to Irving Park, being a Subdivision of the west one-half of the west one-half of the Southeast one-quarter of Section 14-40-13, in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to be used as the site of the Patrick Henry School.

WHEREAS, The aforesaid Lots 1 to 13, both inclusive, are separated from the aforesaid Lots 36 to 48, both inclusive, by a public alley 16 feet in width running north and south between said lots.

WHEREAS, The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running north and south between the aforesaid Lots 1 to 13, both inclusive, and Lots 36 to 48, both inclusive, be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect, nor shall the vacation herein provided for become effective, until

there shall have been dedicated as a public alley and laid open to the public use as such, the north 16 feet of Lot 35, aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the north 16 feet of Lot 35 aforesaid, also a plat showing the alleys so dedicated and vacated.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred a request of the Board of Education for property adjoining the Patrick Henry School, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 30, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education for property adjoining Patrick Henry School, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

The north 16 feet of Lot 35, and all of Lots 36 to 48, both inclusive, in Block 12, in Mamerow's Boulevard Addition to Irving Park, being a subdivision of W.  $\frac{1}{2}$  W.  $\frac{1}{2}$  S. E.  $\frac{1}{4}$  Section 14, 30, R. 13, together with all buildings and improvements thereon, having a frontage of 339.64 feet by 125.25 feet, fronting on Drake avenue, southeast corner West Cullom avenue, west of the Patrick Henry School premises.

Also Lot 13, same legal description as above, having a frontage of 25 feet and a depth of 125.52 feet adjoining the Patrick Henry School premises on Eberly avenue, including all buildings and improvements thereon.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred request of the Board of Education to rescind action for a six-room addition to the Patrick Henry School, and to provide for a twelve-room addition in lieu thereof, submitted a report recommending the passage of an accompanying order.

Ald. Zimmer moved that the report be deferred and published.

The motion prevailed.

The following is the report:

CHICAGO, March 30, 1906.

*To the Mayor and Aldermen of the City of Chicago in Council Assembled:*

Your Committee on Schools, to whom was referred request of Board of Education to rescind action for six-room addition to Patrick Henry School and to provide for twelve-room addition in lieu thereof, having had the same under advisement, beg leave to report and recommend the passage of the following order:

*Ordered,* That the sum of \$125,000 be and the same is hereby appropriated for the erection of a 12-room addition with assembly hall to the Patrick Henry School building, and that the Comptroller is hereby authorized and directed to

set aside the said amount from the unappropriated balance of the building account for the erection of said addition, and that that part of an order passed July 10, 1905, published on page 995 of the official Council Proceedings, providing for the erection of a six-room addition to the said Patrick Henry School building, at a cost of \$75,000, be and the same is hereby rescinded.

MICHAEL ZIMMER,  
*Chairman.*

ALSO,

The same Committee, to whom was referred an ordinance vacating part of North Central Park avenue for the Parental School submitted a report recommending that the same be placed on file.

Ald. Zimmer moved to concur in the report.

The motion prevailed.

ALSO,

The same Committee, to whom was referred a request of the Board of Education to acquire property adjoining the Parental School, submitted a report recommending that the same be not concurred in.

Ald. Zimmer moved to concur in the report.

The motion prevailed.

# **UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.**

The Clerk, on motion of Ald. Werno, presented the report of the Committee on Local Transportation on an ordinance granting permission to the Metropolitan West Side Elevated Railway Company to construct, maintain, and operate extensions to its Humboldt Park and Douglas Park branches, deferred and published March 19, 1906, page 2969.

Ald. Werno presented the following amendment:

Amend Section 2 by inserting after

the figure 4 in the sixth line from the bottom of page 2971, the following: "except all that part of Section 4 following the word 'otherwise,' in the eighth line from the bottom of said Section 4."

Which was, on motion of Ald. Werno, duly adopted.

Ald. Harkin presented the following amendment:

Amend Section six (6) by adding at the end of the first paragraph the following:

"And upon the further condition that said railway company shall light all streets crossed by its entire structure by installing and maintaining at its own expense one arc light at each of said street crossings along the entire route of its complete system of railway. The installation and maintenance of said arc lights shall be subject to the approval of the City Electrician of the City of Chicago, and the work of such installation shall begin within ninety days from and after the acceptance of this ordinance by said company and completed within one year from said date."

Which was, on motion of Ald. Harkin, duly adopted.

Ald. Werno moved to pass the ordinance as amended.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dover, Sims, Conlon, Brennan, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Ice, Hunter—63.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That permission and authority be and the same are hereby given and granted to The Metropolitan West Side Elevated Railway Company, the successor to The Metropolitan West Side Elevated Railroad Company, to construct, maintain and operate, for a period of fifty (50) years from and after the 16th day of April, A. D. 1892, two elevated and surface railroad lines, with two or more and not exceeding four tracks for each line, as the said Railway Company may from time to time determine to be necessary, and such curves, spurs, side-tracks, switches, sidings, turnouts, connections, supports, columns, girders, telegraphs, telephones and signal and other devices, as the said Railway Company may in like manner deem necessary for operating its road along and upon the following routes in the City of Chicago, County of Cook and State of Illinois, to-wit:

**First:** Commencing at the present western terminus of what is known as the Humboldt Park Line of railroad of said Railway Company located between Wabansia avenue and West North avenue on the north and south respectively, and between Lawndale avenue and the right-of-way of the Chicago, Milwaukee & St. Paul Railway Company on the east and west respectively, and running thence westerly between said Wabansia avenue on the north (or Wabansia avenue extended) and West North avenue on the south, over, along, upon and across such lots, lands and property as the said Railway Company now owns or hereafter may acquire by lease, purchase, condemnation, or otherwise, and over, upon and across all intervening streets, avenues, alleys, public places and railway tracks, to the present city limits of the City of Chicago, at North Seventy-second avenue.

**Second:** Commencing at the present

western terminus of what is known as the Douglas Park Line of railroad of said Railway Company, located between West Twentieth Street and West Twenty-first street on the north and south respectively and Harding avenue and South Fortieth avenue on the east and west respectively, and running thence westerly between West Nineteenth street (or West Nineteenth street extended) on the north and West Twenty-second street (or West Twenty-second street extended) on the south, over, along, upon and across such lots, lands and property as the said Railway Company now owns or hereafter may acquire by lease, purchase, condemnation, or otherwise, and over, upon and across all intervening streets, avenues, alleys, public places and railway tracks to the present city limits of the City of Chicago at South Forty-sixth avenue.

SECTION 2. The rights, powers and privileges herein and hereby granted are upon the express condition and understanding that the lines of railway and railroad tracks herein authorized to be constructed, maintained and operated, as provided in Section 1 hereof, are extensions of the present Humboldt Park Line and the Douglas Park Line of railroad of said Railway Company, which said Humboldt Park Line of railway was constructed by The Metropolitan West Side Elevated Railroad Company under and pursuant to the terms of an ordinance authorizing the Metropolitan West Side Elevated Railroad Company to construct, maintain and operate an elevated railroad and branches in the City of Chicago, passed April 7, 1892, approved by the Mayor of said City of Chicago April 15, 1892, and accepted by said last named Railroad Company April 16, 1892, and which said Douglas Park Line of railway was constructed by The Metropolitan West Side Elevated Railway Company, under and pursuant to the terms of an ordinance passed by the City Council of the City of Chicago on the 29th day of June, A. D. 1900, and by The Metro-

politan West Side Elevated Railroad Company under and pursuant to the terms of said ordinance passed April 7, 1892, and Sections 3 4 (except all that part of Section 4 following the word "otherwise" in the eighth line from the bottom of said Section 4), 5, 6 (except Clause Seven thereof), 7, 8, 9, 15 and 16 of said ordinance of April 7, A. D. 1892, are hereby re-enacted, except that where in said sections the words "Railroad Company" are used, the words "Railway Company" shall be and are hereby substituted, and except that where the words "The Metropolitan West Side Elevated Railroad Company" are used in said sections, the words "The Metropolitan West Side Elevated Railway Company" shall be and are hereby substituted, and shall have the same binding force and efficacy, except as modified herein, upon said Railway Company as if herein set forth in full, and said The Metropolitan West Side Elevated Railway Company shall, in all things, promptly comply with and perform the agreements, conditions and stipulations set forth in said Sections 3, 4, 5, 6 (except Clause Seven thereof), 7, 8, 9, 15 and 16 of the aforesaid ordinance, passed April 7, 1892, except as modified by the provisions of this ordinance, in the same manner and to the same extent as if said sections (except Clause Seven of said Section 6) of said ordinance were incorporated in full in this ordinance, and the said Railway Company shall, in like manner, enjoy all the rights and privileges conferred by the aforesaid sections (except Clause Seven of said Section 6) of said ordinance, in the same manner and to the same extent as if said sections (except Clause Seven of said Section 6) of said ordinance were fully set forth herein.

SECTION 3. Except as provided in Section 4 of this Ordinance, no part of the girders of the superstructure of the elevated railroad herein authorized shall be less than fourteen (14) feet above the then established grades of Google



alleys, and whenever said elevated structure crosses or passes over the right of way and tracks of existing steam railroads the clear head room between the lower chords of all of said girders and the surface of the rails on all of said railroads and from out to out of their said right of way shall not be less than twenty (20) feet.

SECTION 4. Permission and authority are hereby given and granted to said Railway Company to construct, maintain and operate a part of its railroad, both main line and side tracks, in Section 1 hereof authorized, upon an incline, commencing, on its Humboldt Park Line Extension herein authorized, at a point to be selected by said Railway Company between North Forty-eighth and North Forty-ninth avenues, at the level of the railroad tracks of said Railway Company at said North Forty-eighth avenue, as they shall be constructed under the provisions of Section 3 hereof, and extending downward to the surface of the ground at a point to be selected by said Railway Company between North Fifty-first avenue and North Fifty-second avenue; also, upon an incline, commencing, on its Douglas Park Extension herein authorized, at a point to be selected by said Railway Company between South Forty-first avenue and South Forty-second avenue, at the level of the railroad tracks of said Railway Company at said Forty-first avenue, as they shall be constructed under the provisions of Section 3 hereof, and extending downward to the surface of the ground at a point to be selected by said Railway Company east of South Forty-fourth avenue; and to construct and maintain, and to operate electrically in substantially the same manner as over the elevated portions of said lines of railroad, the Humboldt Park Line of its said railroad, both main line and side tracks, from the bottom of said incline between North Fifty-first avenue and North Fifty-second avenue westerly at surface grade to or near to said city limits at North Seventy-second avenue, and the

Douglas Park Line of its said railroad, both main line and side tracks, from the bottom of said incline east of South Forty-fourth avenue westerly at surface grade to or near to said city limits at South Forty-sixth avenue; provided, that no part of the girders of the superstructure of said railroad hereby authorized shall be less than twelve (12) feet above the then established grades of said North Fifty-first avenue and said South Forty-second avenue; and, provided, still further, that said Railway Company shall depress said North Fifty-first avenue and said South Forty-second avenue by excavation under the center line of said structure to a point three (3) feet below the present established grade of said streets, and from such center line shall carry said excavation at a uniform incline or gradient of five (5) feet in one hundred (100) feet to the established street grades on both the north and south of said center line; and shall cause such excavated portion of said streets to be paved, repaired and repaved during the life of this ordinance with cedar blocks or such other material as may be used in paving said North Fifty-first avenue, between West North avenue and Wabansia avenue, and said South Forty-second avenue, between West Twentieth and West Twenty-first streets, in a good and workman-like manner, all of said work to be done according to plans and specifications to be approved by the Commissioner of Public Works of the City of Chicago, and all material and workmanship to be subject to the approval of said Commissioner of Public Works; and the sewer connections made necessary on account of said depression of said streets shall be made by said Railway Company at its own cost and expense, and subject to the approval of said Commissioner of Public Works.

SECTION 5. Permission and authority are given and granted to said Railway Company by contract to permit suburban electric railway companies to operate their cars or trains for transportation of

passengers, mails and newspapers over the lines of road of said The Metropolitan West Side Elevated Railway Company its successors and assigns, provided access to said lines of railroad shall be over the lines of railroad by this Ordinance authorized, through a connection at North Seventy-second avenue, or west thereof, and at South Forty-sixth avenue, or west thereof, or either of them, and provided, further, that such cars and trains while on the road of said Metropolitan Company shall not perform a local service and shall be under the control and management of said Metropolitan Company to the end that, as relates to the control and management of said cars and trains, said Company shall be responsible to the City of Chicago in the same manner and to the same extent as if such cars and trains were the property of and were operated by said Company, and provided, still further, that nothing herein contained shall be considered as permitting said Company to allow any cars or trains of such suburban electric railways to be operated over the lines of road or any of them of said Metropolitan Company for any other purpose than to furnish direct transportation to passengers, mails and newspapers to and from the Fifth Avenue Terminal of said Metropolitan Company.

The privileges hereby granted are upon the express agreement on the part of The Metropolitan West Side Elevated Railway Company that there shall be excluded from said road all passenger trains, passenger cars, freight trains or freight cars of surface steam railroads now existing or which may hereafter be constructed.

SECTION 6. The privileges and authority hereby granted are so granted upon the express condition that the said Company shall, on the first day of May, in each year, pay to the City of Chicago, in advance, an annual license fee of fifty dollars (\$50.00), for each and every car owned by it or operated over its

tracks, and for each and every additional car that shall after the first day of May and within such license year, be so owned or operated as aforesaid, there shall be paid in advance to said City of Chicago by said Railway Company as a license fee a sum of money bearing the same ratio to fifty dollars that the number of months for which said license may be granted bears to twelve months,—whether the cars so operated are owned by said grantee or by any electric railway operating its cars or trains over the lines of road of said grantee, pursuant to Section 5 hereof, and at the time of said payments said Company shall file with the City Collector an affidavit subscribed and sworn to by its treasurer or other officer of said Company, stating the number of cars so owned or operated over its tracks. Upon such payments being made the City Clerk shall issue a license to said Company for each of its cars so owned or operated over its tracks, which license shall be issued as other licenses are issued, and which license shall contain the number of the cars for which the same is paid, and such license shall be posted by said Company in some conspicuous place inside of each car so licensed. And upon the further condition that said railway company shall light all streets crossed by its entire structure by installing and maintaining at its own expense one arc light at each of said street crossings along the entire route of its complete system of railway. The installation and maintenance of said arc lights shall be subject to the approval of the City Electrician of the City of Chicago, and the work of such installation shall begin within ninety days from and after the acceptance of this ordinance by said company, and completed within one year from said date.

The said Company hereby accepts this ordinance subject to any and all provisions which may be hereafter enacted by the City Council of the City of Chi

cago regarding the taking out and posting of licenses herein mentioned.

SECTION 7. The passenger cars operated upon the lines hereby authorized shall be provided during the winter months of each year with heating apparatus of a kind and nature which shall be reasonably effective in raising the temperature of such cars and heating the same, and said apparatus shall be operated at such times during the months aforesaid as the nature of the weather and the degree of temperature may require. In removing snow from its tracks said Company shall distribute it so that it will not impede public travel on the streets crossed by its tracks.

SECTION 8. The rate of fare to be charged each passenger shall not exceed five (5) cents for a single trip to or from any station on the lines of road hereby authorized, or from or to any of said stations to or from any station on the line of railroad of the Metropolitan West Side Elevated Railway Company, to the line of railroad of the Union Elevated Railroad Company (known as The Loop), or to or from any station on the line of railroad of said Union Elevated Railroad Company. The said Company, its successors, assigns and lessees shall carry, when in uniform, City policemen, members of the Chicago Fire Department and letter carriers on all its trains along and over all of its lines including the Union Loop, free of charge.

SECTION 9. At all surface street crossings, said Railway Company, its successors, assigns or lessees, shall plank the width of the street from gutter to gutter between and on the outside of its tracks, so as to permit vehicles to freely and safely cross the same, and shall keep the entire width of its right of way on any and all streets and highways crossed by its tracks in pursuance of the terms of this ordinance, whether such streets are now or may hereafter be laid out, in good condition and repair during all the time to which the privileges hereby granted shall extend, and shall comply

with any order or regulation that may be adopted by the City Council of the City of Chicago, or the Commissioner of Public Works, in relation to such repairs, and when any sidewalk or street improvement shall be ordered in that part of the streets or public ways crossed at surface by the railroad of said Company, it shall, in the manner which may be required of the owners of the property fronting on said part of said street, make such sidewalk or improvement on such street or public way, for the entire width of its right of way, and if the Company, its successors, assigns or lessees, shall refuse or fail to make such repairs, or do such work when ordered so to do, the same shall be made and done by the City and the Company, its successors, assigns or lessees, shall pay to the City, upon demand, the cost thereof.

SECTION 10. Said Company, its successors, assigns and lessees, shall, upon each of its lines included in the route mentioned in the first section of this ordinance, upon which cars are operated by electricity as motive power with a ground return circuit for conveying the electricity, install and maintain during the life of this franchise a metallic return circuit of such cross section and conductivity for conveying the electricity so used as a motive power, that the maximum difference of potential will not at any time exceed one (1) volt between any part of such metallic return circuit and any water pipes, gas pipes, or other metals not installed for the purpose of forming a part of such metallic return circuit, and that there will not be a variation in difference of potential exceeding one-half ( $\frac{1}{2}$ ) volt between any two measurements made at the same time at points along and upon said metallic return circuit within a distance of three hundred (300) feet or less from each other. Such metallic return circuit shall be installed and maintained in accordance with the provisions of the general ordinances of the City of Chicago now or hereafter in force.

SECTION 11. Said Company, its successors, assigns or lessees, shall have the right to operate its cars by electricity, compressed air, or other motive power which will not scatter smoke or fire, excepting during the period of construction when ordinary steam locomotives may be used. And to construct, lay down and erect wires, poles and other apparatus necessary for the operation and maintenance of its lines, and to change from one motive power to another as it may elect in accordance with the restrictions herein contained. In case said Company shall use electric power it is hereby granted the right to string necessary wires, including an overhead contact system, consisting of wires suspended from painted cedar poles set within the curb lines of the streets on either side thereof, but the Company in locating its poles shall not obstruct driveways nor interfere with catch basins, sewers, drains, gas or water pipes. Said wires shall not be less than nineteen (19) feet above the rails, and said Company shall have the right to make all necessary connections of said wires with power houses, car sheds, or other property of said Company. In the event of any new and better method of furnishing electricity or other motive power for the operation of railways being discovered the said Company, its successors or assigns, shall have the right to adopt the same in place of, or in connection with the use of the overhead trolley system.

*Provided*, however, that no rail or other appliance conducting an electric current shall be exposed on the surface of any street, alley or highway authorized by this ordinance to be crossed, nor shall said Railway Company construct or operate its railroad so as to in any way expose any person or animal using or passing along said streets, alleys or highways, to the danger of an electric shock.

SECTION 12. In consideration of the rights and privileges herein granted the said Metropolitan West Side Elevated

Railway Company, its successors or assigns, by its acceptance of this ordinance, agrees that at any time after seven (7) years from and after the date of the passage of this ordinance, when ordered so to do by the City Council, it will elevate the plane of its tracks on said Humboldt Park extension from the eastern terminus of its said incline thereon westward to the present city limits of the City of Chicago at North Seventy-second avenue, and that in doing the work of such elevating of its said tracks it will build, erect and construct an earthen embankment or a steel structure, as it may elect, of the design and material and in the manner that the City Council shall require, and will construct the said section of elevated railway in accordance with plans and specifications to be approved by the City Council; and it is made an express condition of this ordinance that if the said Company shall neglect, refuse or fail to comply with said order within one year from the date thereof, then, and in that case, all rights and privileges in and by such ordinance granted shall cease and determine, and the right to further operate or maintain the railway herein authorized shall become forfeited and such forfeiture shall be considered as liquidated damages to the City of Chicago for a failure, neglect or refusal on the part of the said Company, its successors or assigns, to observe and perform the conditions and provisions of this section.

SECTION 13. The permission and authority hereby given and granted are so given and granted upon the further express condition that the said Company shall proceed, as to its Humboldt Park Line Extension, within ninety (90) days, and as to its Douglas Park Line Extension, within one (1) year, from the date of the acceptance of this ordinance, to procure land for the right of way, as herein authorized, by condemnation, purchase or otherwise, and shall prosecute such acquisition of said right of way

with due diligence thereafter until the whole right of way is obtained.

SECTION 14. The privilege and authority hereby granted are so granted upon the further express condition that at least two tracks of each of the lines of railroad hereby authorized shall be fully completed and ready for operation within three (3) years from the date of the acceptance by said Company of this ordinance, and if said two tracks of each of said lines of railway be not so constructed within the said three (3) years, then said rights and privileges granted to said Company shall as to such line not so completed cease and be null and void; provided, that the time during which any legal proceedings shall be pending, whereby the said Company shall be prevented from or delayed in constructing its said railroad lines, or any part thereof, shall be excluded from the time herein prescribed for the completion of said two tracks of each of said lines of railway. The City of Chicago, however, shall have and it hereby expressly reserves the right to intervene in any suit or proceeding brought by any person or persons seeking to enjoin, restrain or in any manner interfere with the prosecution of said work of construction, and move for a dissolution of such injunction or restraining order, and for any proper order in such suit, in case it shall deem such suit collusive or for the purpose of delay, or to extend the time herein prescribed for the completion of said two tracks of each of said lines of railroad.

SECTION 15. The consent, permission and authority hereby given are given upon the express agreement and understanding that the said The Metropolitan West Side Elevated Railway Company, before exercising any of the rights hereby granted, shall execute to the City of Chicago a good and sufficient bond, in the penal sum of ten thousand dollars

(\$10,000.00), with sureties to be approved by the Mayor of the City of Chicago, conditioned that it will observe, perform and carry out all the provisions in this ordinance, and will forever indemnify and save harmless the City of Chicago against and from any and all damages, including land and business damages, judgments, decrees, costs and expenses which it may suffer, or which may be recovered or obtained against said City for or by reason of or growing out of or resulting from the passage of this ordinance, or any matter or thing connected therewith, or with the exercise by said Company of the privileges, or any of them, herein granted, or from any act or acts of the said Company under or by virtue of the provisions of this ordinance; provided, however, that the giving of said bond, or the recovery of a judgment or judgments thereon by the City of Chicago, shall not be construed as measuring or limiting the liability of said Company to said City under any provisions of this ordinance, except to the extent of such recovery or recoveries. The bond required by this section shall be filed with the City Clerk within sixty (60) days from the passage of this ordinance.

SECTION 16. This ordinance shall take effect and be in force from and after its acceptance by said The Metropolitan West Side Elevated Railway Company, under its corporate seal; provided, that if the said Company shall not file with the City Clerk the bond required in this ordinance within the time aforesaid, or shall not file with the City Clerk its formal acceptance of the terms and conditions of this ordinance within sixty (60) days from the passage hereof, then all the rights and privileges hereby granted shall be wholly null and void and of no effect.

The Clerk, on motion of Ald. Werno, presented the report of the Committee on Local Transportation on an ordinance granting permission to the Chicago City Railway Company to change the align-

ment of its tracks at Wabash avenue and Randolph street, and Wabash avenue and Madison street, deferred and published March 19, 1906, page 2966.

Ald. Werno moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

Nays—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting the Chicago City Railway Company permission and authority to change the alignment of their tracks at the corner of Wabash avenue and Randolph street, and at the corner of Wabash avenue and Madison street in the City of Chicago.

WHEREAS, On December 21, 1874, the City Council of the City of Chicago passed an ordinance granting to the Chicago City Railway Company, permission and authority to construct, lay down, operate and maintain a double track railway with all necessary turn-outs, turn-tables, side tracks and switches, in, upon and along the course of certain streets in the City of Chicago therein named, including Wabash avenue from 22nd street to Madison street; and,

WHEREAS, On January 17, 1881, the City Council of the City of Chicago

Chicago City Railway Company, permission and authority to make all needful and convenient trenches, excavations and sewer connections, and to place all needful and convenient endless cables and machinery therein on any streets upon which its railways were then constructed; and,

WHEREAS, The City Council of the City of Chicago on July 11, 1881, granted to the Chicago City Railway Company permission and authority to lay down, operate and maintain a single track street railway, in Wabash avenue from the south line of Madison street northward to Lake street, and to operate thereon railway cars and carriages in connection with its railway upon Wabash avenue; and,

WHEREAS, On March 21, 1892, the City Council of the City of Chicago granted to the Chicago City Railway Company permission and authority to construct, lay down, maintain and operate, with horse or cable power, a street railway with the necessary side-tracks and switches from Wabash avenue east along and upon the middle of Madison street to Michigan avenue, and to connect said track in Madison street with the tracks on Wabash avenue and also to construct and maintain a track on certain other streets named in said ordinance, including Randolph street between Wabash avenue and Michigan avenue, and giving the said company the right to connect such track on Randolph street with the tracks on Wabash avenue; and,

WHEREAS, By ordinances passed on July 30, 1883, as amended by an ordinance passed August 6, 1883, such rights were extended until July 30, 1903; and,

WHEREAS, By ordinances passed July 20, 1903, November 30, 1903, February 24, 1904, February 29, 1904, March 14, 1904, December 19, 1904, and February 23, 1905, the rights of said Chicago City Railway Company relating to the operation of cars on said streets were continued and extended from time to time,

ervations contained in said ordinances; and,

WHEREAS, By an ordinance passed by the City Council of the City of Chicago on March 20, 1905, the City Council declared its election to terminate the extension provided for in a certain ordinance passed on February 23, 1905, the same being the last of the aforesaid extension ordinances; and,

WHEREAS, By the ordinance passed by the City Council of the City of Chicago on December 19, 1904, the said Chicago City Railway Company was authorized to maintain an electric overhead trolley and to operate by means thereof its cars in the streets and over the curves here- in mentioned at Wabash avenue and Madison street and at Wabash avenue and Randolph street, and is now operating large, double truck electric street cars on the said streets subject to the rights and reservations contained in said ordinances, including the right of the City of Chicago to terminate such privileges in the manner therein set forth; and,

WHEREAS, The present arrangement of street railway tracks at the corners of Wabash avenue and Madison street and Wabash avenue and Randolph street is not suitable to the safe operation of long double truck electric cars which are now used and operated as aforesaid over the curves at said corners; and,

WHEREAS, Two accidents have recently occurred at the corner of Wabash avenue and Madison street whereby cars of the said Chicago City Railway Company were badly damaged, and passengers on same narrowly escaped severe injury; and,

WHEREAS, The said Chicago City Railway Company is desirous of supplementing the service on said streets by a reconstruction of said curves, and desires to change the alignment of the tracks at the said corners, and to rearrange the curves and rebuild as much of the cable conduits and construction as is necessary to remove the dangerous arrange-

WHEREAS, It appears to the City Council that the property owners and residents of territory adjoining the tracks of said company, and the people who use the cars and depend upon same for transportation, are desirous of having such alterations made, and that the service will be bettered by the said improvements, and for the further reason that the improvements in question are not and cannot be affected by the litigation now pending between the said Chicago City Railway Company and the City of Chicago; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority is hereby granted to the Chicago City Railway Company, its successors or assigns, to change the alignment of the tracks at the corner of Wabash avenue and Randolph street, and at the corner of Wabash avenue and Madison street, used in connection with what is known as the Wabash Avenue Loop, and to rearrange the curves at said corners, and to rebuild as much of the cable conduits and construction connected therewith, as is necessary to remove the dangerous arrangement of the tracks at said points.

SECTION 2. The changes, alterations and reconstruction authorized by Section 1 hereof shall be under the direction and supervision of the Commissioner of Public Works, and to his satisfaction and approval.

SECTION 3. The permission and authority hereby given are upon the condition that if at any time in the future the City of Chicago shall take proceedings to acquire the ownership of any of the lines mentioned in the said ordinances of December 21, 1874, July 11, 1881, or March 21, 1892, or any of the extensions thereof; or if the City may elect to cause the value of said lines or any part thereof to be ascertained by appraisalment, condemnation or otherwise, said valuation shall be made as though

though the lines mentioned and described in this ordinance were then as now, operated without the new arrangement and new alignment of tracks provided for herein. And whatever new construction is hereby authorized, if so taken or appraised, shall be appraised in like manner, and under like conditions and restrictions, so that nothing resulting from the permission and authority hereby given shall ever operate to appreciate the value of the Street Railway rights in the streets in question, as now existing.

**SECTION 4.** This permission and authority shall be terminated at the election of the City Council of the City of Chicago, if the said City Council shall by the passage of an ordinance at any time hereafter, declare its election so to terminate the same, and shall in like manner terminate sooner, if the Mayor of the City of Chicago shall so elect, and shall notify said City Council of his said election; and upon the presentation to said City Council by the Mayor of a communication notifying said City Council that he has so elected to terminate the same, the rights and privileges by this ordinance conferred, shall then and there forthwith expire.

**SECTION 5.** The rights and privileges hereby granted shall not in any manner impair, change or alter the now existing rights, duties and obligations of the said Chicago City Railway Company, or of the City of Chicago, nor shall the same operate as a waiver or surrender by either the City of Chicago, or the said Chicago City Railway Company, or any of their respective claims, and the passage of this ordinance and the issuance of a permit authorizing the construction necessary, as herein set forth, and the work done thereunder, shall be without prejudice to either the City of Chicago or the said Chicago City Railway Company.

**SECTION 6.** This ordinance shall take effect from and after the filing with the City Clerk of a written acceptance hereof duly executed by the Chicago City

Railway Company, provided the same be so accepted within thirty (30) days from the date of the passage of this ordinance.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary on an ordinance providing for the safety of persons working in tunnels, etc., deferred and published February 14, 1906, page 2664.

Ald. Foreman moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

**Nays**—Conlon, Brennan—2.

The following is the ordinance as passed:

#### **AN ORDINANCE**

To provide for the safety of persons working in tunnels, shafts, conduits and other excavations in the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That any tunnel, shaft, conduit, slope or other underground working in the process of sinking, or any opening or excavation for the purpose of constructing any such shaft, tunnel, conduit, slope or other underground working within the corporate limits of the City of Chicago shall be subject to the inspection of inspectors under the direction of the Commissioner



of Public Works. *Provided* that the provisions of this ordinance shall not apply to any such work constructed or performed by the City of Chicago, and provided further, that such provision shall not apply to open cut work.

SECTION 2. Such inspectors shall be appointed by the Commissioner of Public Works, in accordance with the rules and regulations of the Civil Service Act, and shall be practical and expert miners experienced in tunnel and sewer work. The inspectors shall be competent men of good character, having had at least four years practical mining experience, and having a practical and technical knowledge of the properties of mining gases, the principles of ventilation, the care and proper adjustment of hoisting engines and management, and efficiency of pumps, ropes, and winding apparatus, and the inspection above provided for shall be paid for by and be at the cost of the person, firm or corporation constructing any such work.

SECTION 3. It shall be the duty of every person or corporation constructing any underground work within the corporate limits of the City of Chicago, to maintain, through any shaft, conduit or underground working where men or animals are employed, currents of air sufficient for the health and safety of all the men and animals employed therein, and such ventilation shall be produced by fans or other artificial means.

SECTION 4. The quantity of air to be kept in circulation and passage at a given point shall not be less than seventy-five (75) cubic feet per minute for each person, and not less than three hundred (300) cubic feet per minute for each animal, measured at the foot of the downcast; and this amount may be increased in the discretion of the inspector whenever in his judgment unusual conditions make a stronger current necessary.

SECTION 5. Every hoistway connect-

ing any such underground work with the surface of the ground shall be equipped with substantial cages fitted to guide bars running from the top to the bottom; said cages must be safely constructed, must be furnished with boiler iron covers to protect persons riding thereon from falling objects, and they must be equipped with safety catches or devices of an improved character. Such cages carrying persons shall be fitted up with iron bars or rings in proper places of a sufficient number to furnish a secure hand hold for every person riding thereon. No more than one (1) person in proportion to each two (2) square feet of floor surface of said cage shall be carried in said cages.

SECTION 6. The ends of the hoisting cables attached to the cages shall be well secured on the drums and to the cages so as to meet with the approval of the inspector in charge of such work.

SECTION 7. Whoever shall violate any of the provisions of this ordinance, where no other penalty is provided, shall be subject to a penalty of not less than ten dollars (\$10.00) for every such offense.

SECTION 8. This ordinance shall be in force and effect from and after its passage.

The Clerk, on motion of Ald. Foreman, presented the report of the Committee on Judiciary on an ordinance licensing and regulating the compression and storage of acetylene gas, deferred and published March 12, 1906, page 2912.

Ald. Hunt presented the following amendment:

Amend the ordinance by striking out the figures "50" in the seventh line of Section 5, on page 2913, right hand column of the proceedings of March 12, 1906, and inserting in lieu thereof the figures "250."

Which was, on motion of Ald. Hunt, duly adopted.

Ald. Dailey moved to postpone further consideration of the report and ordinance

until the next regular meeting of the Council.

Ald. Foreman moved to lay the last preceding motion on the table.

The motion to lay on the table prevailed.

Ald. Foreman moved to pass the ordinance as amended.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Licensing and regulating the compression and storage of acetylene gas.

*Be it Ordained by the City Council of the City of Chicago:*

**SECTION 1.** No person, firm or corporation shall engage in the business of compressing acetylene gas under a pressure exceeding two atmospheres, unless such person, firm or corporation shall first have procured a license so to do as hereinafter provided.

**SECTION 2.** No person, firm or corporation shall compress or store free acetylene gas in tanks, cylinders or receptacles of any kind at a pressure exceeding two atmospheres. Compression of acetylene gas at a pressure not exceeding 150 pounds per square inch in approved tanks or cylinders as herein-

after specified, may be permitted, provided said tanks contain porous material such as asbestos, brick, mineral wool or other similar substance, which shall have been examined and approved by the City Electrician of the City of Chicago. The City Electrician shall from time to time make any other necessary regulations governing the conditions under which such compression may be permitted.

**SECTION 3.** Tanks or cylinders for storing acetylene gas under compression must be constructed of seamless steel or steel, brazed and riveted, tested to 750 pounds pressure. Where threaded fittings are provided the length of thread must be equal to the diameter of the opening, and in no instance less than one-half inch in length. Each tank or cylinder must be provided with a cock with standard thread, to which may be attached a gauge or indicator for the purpose of showing the pressure of gas therein; suitable outlet valve must also be provided on each tank or cylinder and must be so constructed that its open and closed position will be indicated.

**SECTION 4.** Every tank or cylinder containing acetylene gas under compression shall bear the name of the manufacturer thereof and also the name of the person, firm or corporation that compressed the said gas therein contained, together with a certificate that the tank used meets the requirements of this ordinance, and with the date of charging such tank or cylinder, and it shall be unlawful for any person, firm or corporation to store, sell, loan, or use any such tank or cylinder not complying with the provisions of this section.

**SECTION 5.** Every building in which acetylene gas is compressed or stored under compression exceeding two atmospheres shall be fireproof throughout, and shall be used for no other purpose, nor shall any such building be located nearer than 250 feet at its nearest point to any other building or structure, nor to any public highway. No room in which acetylene gas is placed under compression

shall have therein any open artificial light, and every such room must be properly ventilated. Every building or room in which such gas is compressed shall be heated by steam, hot water or furnace, and no open fire or flame shall be permitted in any such building or room.

SECTION 6. No person, firm or corporation shall store or use liquid acetylene or gas generated therefrom, or acetylene gas compressed to more than 150 pounds per square inch.

SECTION 7. Every person, firm or corporation desiring a license to compress acetylene gas or to store, sell or deal in acetylene gas under compression shall make a written application therefor to the City Collector, which application shall contain the name and address of the applicant, a description of the building in which such business is to be carried on and the location thereof, and shall bear the favorable recommendation of the Fire Marshal and the City Electrician.

SECTION 8. Upon compliance with the foregoing section and payment to the City Collector of an annual license fee of \$300, every such applicant shall be entitled to a license to carry on the business hereinbefore specified at the place specified in such license; every such license shall expire on the 30th day of April following its issue. Such license shall be issued by the City Clerk and shall specify the name of the licensee, the character of the business permitted and the place where such business will be conducted; every such license shall be personal to the licensee and not transferable, and shall only be good at the location therein specified.

SECTION 9. Every person, firm or corporation violating or refusing to comply with any of the provisions of this ordinance shall, upon conviction thereof, be fined not less than \$25 nor more than \$200 for each and every offense. A separate and distinct offense shall be held to have been committed each day any

person, firm or corporation violates or fails to comply with the provisions of this ordinance.

SECTION 10. Any license which may be granted under the provisions of this ordinance may be revoked at any time by the Mayor at his option, and it shall not be necessary to give such licensee notice of such proposed revocation.

SECTION 11. This ordinance shall take effect and be in force from and after its passage, approval and publication.

The Clerk, on motion of Ald. Dunn, presented the report of the Committee on License on a resolution in re. regulating and licensing of fruit stores; an ordinance regulating places where fruit, cigars, chop suey, etc., are sold; and an ordinance licensing places where fruit chop suey, cigars, etc., are sold, and seats provided for customers, deferred and published March 5, 1906, page 2836.

Ald. Dunn moved to concur in the report and pass the order therewith.

Ald. Lipps presented the following amendment:

Amend Section 2, line 19, by striking out the words "twenty-five" and substituting therefor the word "fifty"; also amend line 21, of the same section by striking out the word "fifty" and substituting therefor the words "one hundred."

Ald. Burns moved to amend the ordinance further by striking out the word "ten" in Section 2, line 22, page 2836. and by inserting in lieu thereof the word "twenty-five."

Ald. Burns moved as a substitute that the matters under consideration be deferred.

The motion prevailed.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on a permit to George H. Smith for sidewalk openings, deferred and published March 19, 1906, page 2979.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Face, Hunter—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to George H. Smith, his successors and assigns, to construct and maintain two openings, 4 feet by 5 feet and 4 feet by 6 feet, with iron covers for same, in the sidewalk space at the northeast corner of 59th and State streets, on the 59th street side, to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, and to be filed in his office; the said openings shall be constructed in a safe and workmanlike manner under the supervision and to the satisfaction of the Commissioner of Public Works.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion, as aforesaid, said grantee, his successors and as-

signs, shall restore said portion of the sidewalk at the place where said openings were located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to said City of Chicago, so that the portion of said sidewalk where said openings had been located shall be put in the same condition, safe for public travel, as the other parts of said sidewalk in the same block.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said City from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, his successors and assigns, shall at all times keep the sidewalk in which such openings are located in a condition satisfactory to the Commissioner of Public Works.

SECTION 5. The permission and authority herein granted are upon the express condition that said grantee, his

successors and assigns, shall comply with all general ordinances of the City of Chicago now or hereafter in force, pertaining to and regulating the use of space underneath public sidewalks, and if compensation is required by any such ordinance to be paid to the City of Chicago for such use, the grantee herein, his successors and assigns, shall pay such compensation as is prescribed by any such ordinance.

**SECTION 6.** This ordinance shall take effect and be in force from and after its passage and upon the filing within thirty (30) days of an acceptance, in writing, of this ordinance by said grantee, and the filing within the same time of the bond herein provided for.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, granting a permit to the Pekin Theatre to erect and maintain a canopy, deferred and published March 19, 1906, page 2980.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

**Nays**—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

**CTION 1.** That permission and au-

thority be and the same are hereby given and granted to the Pekin Theater, its successors and assigns, to construct, maintain and use a canopy over the sidewalk on State street, near 27th street, from the building located on the southwest corner of Twenty-seventh and State streets, said building being known as the Pekin Theater, which canopy shall be constructed of incombustible material.

The lowest portion of said canopy shall be no less than twelve feet above the surface of the sidewalk over which said canopy projects; shall not extend more than twenty feet beyond the face of the wall of said building and shall not exceed thirteen feet in width.

The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works, and the said Fire Marshal.

**SECTION 2.** The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantee shall remove said canopy without cost or expense of any kind whatsoever to the City of Chicago.

Provided, that in the event of a failure,

neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense hereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Pekin Theater, its successors and assigns, shall pay to the City of Chicago so long as the privileges herein authorized are being enjoyed the sum of \$25.00 per year, payable annually in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter, provided that if default is made in the payment of any of the installments of compensation herein provided for the privileges herein granted shall immediately terminate and this ordinance shall become null and void.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall have first been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said City from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessees or assigns, of the permission and authority hereby given; and conditioned further for the faithful observance and performance of all and singular the con-

ditions and provisions of this ordinance; said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be kept in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided, that the said grantee files a written acceptance of this ordinance, together with the bond hereinabove provided for, within thirty (30) days.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to Hyman Berg & Company to construct and maintain a clock and support, deferred and published March 22, 1906, page 3068.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beifuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Authorizing Hyman, Berg & Company to construct and maintain a clock and support with four arc lights at the

southeast corner of State and Washington streets.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to Hyman, Berg & Company (a corporation) its successors and assigns, to remove the present city light at the southeast corner of State and Washington streets in the City of Chicago, and to construct and maintain in place thereof a clock with four or more arc lights attached to same at the curb line at the southeast corner of State and Washington streets; said clock to be constructed according to plans approved by the Commissioner of Public Works of the City of Chicago, a copy of which plans shall be kept on file in the office of said Commissioner, and to be in design substantially as shown by the blue print attached hereto, which is hereby made a part of this ordinance; said clock and support and the arc lights shall be constructed in a safe and workmanlike manner, under the supervision and to the satisfaction of the Commissioner of Public Works, and the said arc lights shall be lighted entirely at the expense of said Company and without cost to the city, and shall remain lighted during the hours that city lights in the section of the city wherein said clock and lamps are situated remain lighted.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted, by lapse of time or by the exercise of the Mayor's discretion aforesaid, said grantee, its successors or assigns, shall restore said portion of the sidewalk at the place where said clock shall be located to a condition satisfactory to the Commissioner of Public Works without cost or expense of any kind whatsoever to the city, so that the por-

tion of said sidewalk where said clock shall have been located shall be put in the same condition, safe for public travel, as the other parts of sidewalks in the same block, and shall also restore in a manner satisfactory to the Commissioner of Public Works, without cost or expense to the city, the city light which said grantee is hereby authorized to remove.

SECTION 3. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein given; and conditioned further to observe and perform all and singular, the conditions and provisions of this ordinance. Said bond and the liability thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privilege herein granted shall thereupon cease.

SECTION 4. During the life of this ordinance said grantee, its successors and assigns, shall at all times keep the sidewalk immediately around said clock and its supports in a condition satisfactory to the Commissioner of Public Works, and shall also maintain the lights provided for herein in a manner satisfactory to said Commissioner.

**SECTION 5.** This ordinance shall take effect and be in force from and after its passage; provided that said grantee, its successors or assigns, shall file its or their written acceptance of same within thirty (30) days of the passage of this ordinance, and shall also within said thirty (30) days file the bond herein provided for.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating an alley in Block two (2), Miller & Rigdon's Subdivision, deferred and published March 19, 1906, page 2982.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

**Nays**—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Vacating portion of alley in Block 2, Miller and Rigdon's Subdivision.

**WHEREAS**, Bowman Dairy Company, an Illinois corporation, has acquired title to Lots Eighteen (18) to Twenty-two (22), both inclusive, in Block two (2), in Miller and Rigdon's Subdivision of the Southeast Quarter (S. E.  $\frac{1}{4}$ ) of the Southwest Quarter (S. W.  $\frac{1}{4}$ ) of the

Northwest Quarter (N. W.  $\frac{1}{4}$ ) of Section Twelve (12), Township Thirty-nine (39) North, Range Thirteen (13) East of the Third Principal Meridian, in Cook County, Illinois; said lots 18 to 22, both inclusive, being situated west of and adjoining the north and south alley lying between North Albany avenue and North Whipple street, in the City of Chicago, and said lots 25 to 29, both inclusive, being situated east of and adjoining said alley directly opposite the said lots 18 to 22; and,

**WHEREAS**, The south end of said alley, as originally platted, abuts upon the elevated roadway of the Chicago & Northwestern Railway Company, and the said alley has, by the elevation of the roadbed of said railway, become a blind alley; and

**WHEREAS**, All that part of the said alley south of the south line of the lots above described has heretofore been vacated by the City Council of the City of Chicago; and

**WHEREAS**, So much of said alley as lies between said Lots 18 to 22, both inclusive, on the west, and Lots 25 to 29, both inclusive, on the east has, by reason of the elevation of the roadbed of said railway, ceased to be of any use to the public; and

**WHEREAS**, The said Bowman Dairy Company desires to improve the said land and the said portion of the said alley, and has requested the City Council to vacate the same; now, therefore,  
*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That so much of the north and south public alley in Block two (2), in Miller and Rigdon's Subdivision of the southeast quarter (S. E.  $\frac{1}{4}$ ) of the southwest quarter (S. W.  $\frac{1}{4}$ ) of the northwest quarter (N. W.  $\frac{1}{4}$ ) of Section twelve (12), Township thirty-nine (39) North, Range thirteen (13) East of the Third Principal Meridian as lies between the north line produced of Lots 18 and 29, in said Block 2, an



the south line produced of Lots 22 and 25, in said Block 2, be and the same is hereby vacated, provided, however, that this ordinance shall not take effect nor shall the vacation herein provided for become effective, unless the said Bowman Dairy Company shall, within ninety days from the date of the passage of this ordinance, pay to the Comptroller of the City of Chicago, the sum of \$376.00, and file for record in the office of the Recorder of Deeds, of Cook County, Illinois, a plat showing the portion of the said alley so vacated, which portion of said alley so vacated is substantially as shown upon the plat attached hereto, marked Exhibit A, and made a part of this ordinance.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval subject, however, to the provisions of Section 1 hereof.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating an alley within Lots 1 to 10, Block 37, in Sheffield's Addition to Chicago, deferred and published March 19, 1906, page 2983.

Ald. Hunter moved to concur in the report and pass the ordinance therewith. The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Pace, unter—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the public alley running north and south from Bloomingdale road and parallel with and between Winchester avenue and Lincoln street to the alley running east and west from Winchester avenue to Lincoln street, between Bloomingdale road and Wabansia avenue, and which is included within the limits of Lots one (1) to Ten (10) both inclusive, in Block thirty-seven (37) in Sheffield's Addition to Chicago, in Section thirty-one (31), Township forty (40) North, Range fourteen (14), East of the Third Principal Meridian, be and the same is hereby vacated inasmuch as it is no longer required by the general public for use as an alley.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided Michael J. Summa shall pay to the Comptroller of the City of Chicago within thirty (30) days after the passage of this ordinance the sum of five hundred twenty-nine and 92-100 dollars, and shall within such thirty (30) days file in the office of the Recorder of Cook County a plat showing such vacation.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance granting permission to Michael J. Summa to construct and maintain a switch-track on Bloomingdale road, deferred and published March 19, 1906, page 2983.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan,

Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhr, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

Nays—Conlon, Brennan—2.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby given and granted unto Michael J. Summa, and his assigns, to lay down, construct, maintain and operate a single railroad switch track, beginning at the southwest corner of Bloomingdale road and Lincoln street, and running in a northeasterly direction on Bloomingdale road to the right-of-way of the Chicago, Milwaukee & St. Paul Railroad Company, substantially as shown on the blue print which is hereto attached and made a part of this ordinance.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance, or at any time prior thereto upon revocation by the Mayor, at his discretion, whereupon this ordinance shall become null and void; and this ordinance shall at any time before the expiration thereof be subject to modification, amendment, or repeal, and, in case of repeal, all privileges hereby granted shall cease and determine.

SECTION 3. During the life of this ordinance the grantee herein shall keep such portion of Bloomingdale road as is occupied by said switch track in good condition and repair, safe for public travel, to the satisfaction and approval

of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore the portion of Bloomingdale road occupied by said switch track to a condition safe for public travel, similar to the remaining portion of that street in the same block, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the switch track herein provided for shall be subject to all existing ordinances of the City of Chicago now in force or which may hereinafter be in force relating to the use and operating of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the beginning of such work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges hereby granted the said Michael J. Summa shall pay to the City of Chicago the sum of sixty (\$60.00) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. It is hereby made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance become null and void if said grantee or his assigns fails to promptly pay any installment of said compensation.

SECTION 6. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of ten thousand dollars,

with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance, and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatsoever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said City for or by reason or on account of the passage of this ordinance or for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

**SECTION 7.** This ordinance shall take effect and be in force from and after its passage and approval, provided that the acceptance hereinabove mentioned and the bond hereinabove mentioned be filed within thirty (30) days from the passage hereof.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating part of park and roadway in Norwood Park, deferred and published March 19, 1906, page 2985.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith,

Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

**Nays**—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Vacating a part of the public park and roadway in Norwood Park lying northeasterly of the railroad of the Chicago and Northwestern Railway Company and in the southeast quarter of the northwest quarter of Section six (6), Township forty (40) North, Range thirteen (13) East of the Third Principal Meridian in Cook County, Illinois.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That that part of the public park and roadway in Norwood Park, lying northeasterly of the right of way of the Chicago and Northwestern Railway Company and in the southeast quarter of the northwest quarter of Section six (6), Township forty (40) North, Range thirteen (13) East of the Third Principal Meridian, in the County of Cook and State of Illinois, described as follows: Beginning at a point forty-three (43) feet northeasterly at right angles from the center line of the north main track of the Chicago and Northwestern Railway Company and ninety-eight (98) feet northwesterly at right angles from the west line of Ceylon street; running thence northwesterly parallel with said main track one hundred and thirty-six and three-quarters (136¾) feet; thence northeasterly at right angles fourteen (14) feet; thence southeasterly parallel with said main track sixty and eighty-seven one hundredths (60.87) feet; thence northeast-

erly at right angles ten (10) feet; thence southeasterly parallel with said main track fifteen (15) feet; thence southwesterly at right angles ten (10) feet; thence southeasterly parallel with said track sixty and eighty-eight one hundredths (60.88) feet; thence southwesterly fourteen (14) feet to the place of beginning, as shown on the plat attached hereto, which is hereby made a part of this ordinance (the portion to be vacated being indicated thereon in green): be and the same is hereby vacated in accordance with the attached petition of the property-owners residing in the neighborhood of said public park and roadway, inasmuch as that portion of said public park and roadway is no longer required by the general public, and the public interest will be subserved by its vacation.

SECTION 2. This ordinance shall not take effect unless the Chicago and Northwestern Railway Company or the legal owner or owners of the property so vacated shall, within thirty (30) days after the passage of this ordinance, file in the office of the Recorder of Cook County a plat showing such vacation.

SECTION 3. This ordinance shall be in force and effect from and after its passage, subject to the provision in Section 2 hereof.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance granting permission to Ajax Forge Company to lay two narrow gauge tracks across Hoyne avenue, connecting its properties, deferred and published March 19, 1906, page 2986.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman,

Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan—2.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting permission to Ajax Forge Company to lay two narrow gauge tracks across Hoyne Avenue connecting its properties.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to Ajax Forge Company, and its assigns, to lay down, maintain and operate two narrow gauge tracks over and across Hoyne avenue, connecting the shops and properties of said Ajax Forge Company at the corner of Blue Island Avenue and Hoyne Avenue, situated on the south side of Blue Island Avenue and on the east and west sides of Hoyne Avenue, said tracks running parallel with Blue Island Avenue, the center line between said tracks being one hundred and eleven (111) feet south of the south line of Blue Island Avenue, substantially as shown on the blue print hereto attached and made part of this ordinance, to which for greater certainty express reference is had.

SECTION 2. The permission and authority herein granted shall cease ten (10) years from and after the passage of this ordinance, or at any time prior thereto upon the revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void; and the ordinance shall at any

time before the expiration thereof be subject to modification, amendment or repeal, and in case of repeal, all privileges herein granted shall cease and determine.

SECTION 3. During the life of this ordinance, the grantee herein shall keep such portion of said Hoyne Avenue as is occupied by said tracks in good condition and repair, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted by expiration of time or otherwise, said grantee shall remove said tracks and all appurtenances thereto, and shall forthwith restore said street occupied by said tracks to a condition safe for public travel similar to the remaining portion of said street in the same block, and meeting with the approval of the Commissioner of Public Works.

SECTION 4. The operation and maintenance of the tracks hereinabove provided for shall be subject to all ordinances of the City of Chicago now in force, or which may hereafter be in force relating to the use and operation of such tracks, and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works. No work shall be done in and about the construction of the work herein authorized until a permit authorizing the said work shall first have been issued by the Commissioner of Public Works of the City of Chicago.

SECTION 5. In consideration of the privileges herein granted, the said Ajax Forge Company, its successors and assigns, shall pay to the City of Chicago, as compensation therefor, the sum of one hundred (\$100.00) dollars per annum in advance each and every year during the life of this ordinance, the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter. This ordinance shall be void and terminate if

said grantee, its successors or assigns, default in the payment of any installment of the compensation herein provided for. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute to the City of Chicago a bond in the penal sum of Ten Thousand Dollars (\$10,000), with sureties to be approved by the Mayor, conditioned for the faithful observance and performance of all and singular the conditions of this ordinance, and further conditioned to save and keep harmless said City of Chicago from any loss, damage, expense, cost or liability of any kind whatsoever which may be suffered by it, the said City of Chicago, or which it may be put to by any action or suit at law, resulting to any person or property from the construction of said work, or operation of said tracks, or which may accrue against, be charged to, or recovered from said City of Chicago, by reason of the passage of this ordinance, or by reason, or on account of anything done by said grantee herein by virtue of the authority herein given. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance. And if at any time during the life of this ordinance, such bond, or any substitute therefor, shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and approval, and upon the filing of and acceptance in writing of said ordinance by said grantee, and the filing of the bond herein provided for within thirty days from the passage of this ordinance.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating an alley in Wilson & Gould's Subdivision, adjoining Lots 4 to 8, Block 1, deferred and published March 19, 1906, page 2988.

Ald. Hunter moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the sixteen (16) foot north and south alley lying between Lots four (4), five (5), six (6), seven (7) and eight (8) in Block one (1) of Wilson and Gould's Subdivision of the west half (W.  $\frac{1}{2}$ ) of Lot five (5) in the Superior Court partition of the east half (E.  $\frac{1}{2}$ ) of Section two (2), Township thirty-nine (39) North, Range thirteen (13) east of the Third Principal Meridian, and a strip of land sixteen (16) feet in width lying southwesterly of and parallel with the right of way of the Chicago, Milwaukee & St. Paul Railroad, beginning at a point on the north line of Augusta street two hundred and fourteen (214) feet east of the east line of North Homan avenue, thence southeasterly and parallel with said right of way to a point sixteen (16) feet north of the south line of Lot two (2) in "Christiana," being a subdivision of the east half (E.  $\frac{1}{2}$ ) of Lot five (5) in the Superior Court partition of the east half (E.  $\frac{1}{2}$ ) of Section two (2),

Township thirty-nine (39) north, Range thirteen (13) east of the Third Principal Meridian, being those portions of the said alley and the sixteen (16) foot strip of land shown in red and marked "to be vacated" on the plat hereto attached and made a part hereof, be and the same are hereby vacated and closed; provided, however, that this ordinance shall not take effect and the vacations herein provided for shall not become effective until A. H. Halleman shall have paid to the City Collector of the City of Chicago the sum of seven hundred fourteen dollars and seventy-eight cents (\$714.78) and also that the said A. H. Halleman shall have executed and filed a plat in the office of the Recorder of Deeds of Cook County, Illinois, making a valid dedication to the City of Chicago for the use of the public of the south sixteen (16) feet of Lot two (2) and the south sixteen (16) feet of Lot eighty-seven (87) in the "Christiana" subdivision aforesaid; the portions of said lots so to be dedicated being those portions of said lots shown in yellow and marked "to be dedicated" on the plat hereto attached and made a part hereof, to which express reference is had; and provided, further, that said plat shall be so filed within thirty (30) days from the date of the passage of this ordinance.

SECTION 2. This ordinance shall take effect and be in force from and after its passage; provided, that if said two strips of land herein required to be dedicated be not so dedicated within thirty (30) days from the passage of this ordinance, and be not opened for public use within ninety (90) days from the passage of this ordinance, then this ordinance shall be null and void and of no effect.

The Clerk, on motion of Ald. Hunter, presented the report of the Committee on Streets and Alleys, West Division, on an ordinance vacating Smart street, in Jacob Greenebaum's Re-subdivision, de-

ordinance, and each succeeding payment annually thereafter.

SECTION 4. During the life of this ordinance the grantee herein shall keep such portions of said streets as are occupied by said track in good condition and repair, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said track, and all appurtenances thereto, and shall forthwith restore said streets occupied by said tracks to a condition safe and suitable for public travel, similar to the remaining portion of the said streets contiguous thereto.

SECTION 5. The operation and maintenance of the said track herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the use and operation of switch tracks and railway tracks; and the construction and maintenance thereof shall be under the supervision and to the satisfaction of the Commissioner of Public Works of the City of Chicago.

SECTION 6. Before doing any work under and by virtue of the authority herein granted, the said grantee shall execute a bond to the City of Chicago in the penal sum of \$10,000.00, with sureties to be approved by the Mayor, conditioned upon the faithful observance and performance of all and singular the conditions and provisions of this ordinance; and conditioned further to indemnify, save and keep harmless the City of Chicago from any and all loss, damage, expense, cost or liability of any kind whatever that may be suffered by it, the said City of Chicago, or which may accrue against, be charged to or recovered from said city for or by reason or on account of any act or thing done by said grantee herein by virtue of the authority herein given, and conditioned to comply with all the terms and conditions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in

force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and approval, and upon the filing of an acceptance in writing of said ordinance by said grantee and the filing of the bond herein provided for.

ALSO,

The following veto message:

MAYOR'S OFFICE.  
April 7, 1906.

*To the Honorable, the City Council:*

GENTLEMEN:—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 3328 of the current printed Council Proceedings, granting permission and authority to Crofts & Reed to maintain and operate an elevated switch track connecting certain lots therein described, for the reason that the said ordinance does not contain a provision that the privileges granted thereby may be revoked at any time by the Mayor at his discretion.

I respectfully recommend that the vote by which the said ordinance was passed be reconsidered, and that the same be repassed without the usual reference to a committee, with the following amendment:

Amend Section 3 of said ordinance by inserting in the fourth line of said section, after the word "ordinance," the following:

"or at any time prior thereto upon revocation of the said permission and authority by the Mayor, who may revoke the same at his discretion; whereupon this ordinance shall become null and void."

Respectfully submitted,

E. F. DUNNE,

Mayor.

an ordinance granting premission to Crofts & Reed to maintain and operate a switch-track, deferred and published March 19, 1906, page 2991.

Ald. Hunter moved to amend the ordinance by filling in the blank in Section 5, line 9, page 2992, with the words and figures "ten thousand (\$10,000) dollars."

The motion prevailed.

Ald. Hunter moved to pass the ordinance as amended.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Kenna, Pringle, Foreman, Richert, Dailey, Martin, Potter, Young, Snow, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Líppe, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race, Hunter—61.

*Nays*—Conlon, Brennan.

The following is the ordinance as passed:

#### AN ORDINANCE

Granting permission and authority to William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts & Reed, their heirs, executors, administrators and assigns to erect, maintain and operate an elevated switch track across the alley extending north and south in the center of Sub Block three (3) of Eberhardt & Wilbur's Subdivision of Block twenty-five (25) of Canal Trustees' Subdivision in Section seven (7), Township thirty-nine (39) North, Range fourteen (14) East of the Third Principal Meridian in Chicago, Cook County, Illinois. Also

granting permission and authority to said William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts & Reed, their heirs, executors, administrators and assigns to erect, maintain and operate an elevated switch track upon and along a portion of said alley so located in Sub Block three (3) as aforesaid.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators and assigns, to erect, maintain and operate an elevated switch track connecting Lots six (6), seven (7), eight (8), nine (9), ten (10) and eleven (11) of Sub Block three (3) of Eberhardt and Wilbur's Subdivision of Block twenty-five (25) of Canal Trustees' Subdivision in Section seven (7), Township thirty-nine (39) North, Range fourteen (14), East of the Third Principal Meridian, (or either or any or said lots) with Lots sixteen (16), seventeen (17), eighteen (18), nineteen (19), twenty (20) and twenty-one (21) of Sub Block three (3) (or with either or any of said lots) and for that purpose to cross the alley which extends north and south from Kinzie street to Austin avenue at or about the center of Sub Block three (3), at any point between the south line of said Lot sixteen (16) projected across said alley and the north line of said Lot twenty-one (21) projected across said alley.

SECTION 2. That permission and authority be and they are hereby granted to William L. Crofts and Corydon A. Reed, doing business under the firm name of Crofts and Reed, their heirs, executors, administrators and assigns to erect, maintain and operate an elevated switch track upon and along said alley from a point commencing fifty feet (50 ft.) south of Austin avenue to a point



one hundred feet (100 ft.) north of Kinzie street. The point at which the track provided for in Section one (1) of this ordinance crosses said alley and that part of said alley to be occupied by the switch track provided for in Section two (2) of this ordinance, being more specifically shown in the plan hereto attached and which is made a part hereof.

SECTION 3. That the permission and authority herein granted shall cease and determine ten (10) years from the date of the passage of this ordinance or at any time prior thereto upon revocation of the said permission and authority by the Mayor, who may revoke the same at his discretion; whereupon this ordinance shall become null and void, and the ordinance shall, at any time before the expiration thereof, be subject to amendment, modification or repeal, and in case of repeal, all privileges here granted shall cease and determine.

SECTION 4. The operation and maintenance of the elevated switch tracks herein provided for shall be subject to all existing ordinances of the City of Chicago, or any ordinance which may hereafter be passed relating to the use and operation of switch tracks or railway tracks, and the construction and maintenance of the said tracks shall be under the supervision and to the satisfaction and approval of the Commissioner of Public Works of the City of Chicago, and no work shall be done in and about the construction of the said tracks until a permit shall first have been issued by the Commissioner of Public Works of the City of Chicago authorizing the commencement of said work.

It is made an expressed condition of this ordinance that the said William L. Crofts and Corydon A. Reed, their heirs, executors, administrators and assigns, shall pay to the City of Chicago as compensation for the privileges herein granted, the sum of \$25.00 per annum, each and every year during the life of this ordinance. The compensation herein provided for shall be paid to the City

Comptroller of the City of Chicago at his office in the City of Chicago, and the first payment shall be made at the time of the approval of this ordinance, and succeeding payments annually thereafter.

The privileges hereby granted shall immediately terminate and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 5. The said William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators or assigns, before proceeding to do any work under the authority of this ordinance, shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars with sureties to be approved by the Mayor, conditioned for the observance and faithful performance by the said William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators or assigns, of all and singular the conditions and provisions of this ordinance, and further conditioned to indemnify, save and keep harmless the City of Chicago from any loss, cost, damage, expense, or liability of any kind whatsoever, which the City of Chicago may be put to, or which may accrue against, be charged to, or recovered from said city by reason of the passage of this ordinance, or by reason of the exercise by William L. Crofts and Corydon A. Reed, doing business under the firm name and style of Crofts and Reed, their heirs, executors, administrators or assigns of the authority and permission herein granted.

Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force then the privileges and authority herein granted shall thereupon cease.

**SECTION 6.** Said elevated switch tracks shall be supported on a substantial trestle work structure of wood, stone, concrete, steel or other suitable material. The plans for such work before the same is begun must be submitted to and approved by the Commissioner of Public Works and the work must be done under his supervision and to his satisfaction and approval.

**SECTION 7.** During the life of this ordinance the grantees herein shall keep such portions of said alley as are occupied by said switch tracks in good condition and repair and safe for public travel to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted by expiration of time or otherwise, said grantees shall remove such switch tracks and all the appurtenances thereto, and shall forthwith restore said alley occupied by said switch tracks to a condition similar to the remaining portion of said alley in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

**SECTION 8.** This ordinance shall be in force and effect from and after its passage, provided, that within thirty (30) days after its passage, the grantees shall file an acceptance of this ordinance in writing with the City Clerk of the City of Chicago.

ALSO,

The following veto message:

MAYOR'S OFFICE.  
April 7, 1906.

*To the Honorable, the City Council:*

GENTLEMEN:—I return herewith, without my approval, an order passed at the meeting of your Honorable Body on March 26, last, and published at page 3195 of the current printed Council Proceedings, directing the Commissioner of Public Works to issue a permit to Baird & Warner to lay water service pipes in certain streets upon the payment of a single fee therefor, for the reason that said

order is in direct violation of the Revised Municipal Code of 1905.

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Bennett moved to reconsider the vote by which the order referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Bennett moved that the order be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE.  
April 7, 1906.

*To the Honorable, the City Council:*

GENTLEMEN:—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable Body, and published at page 3316 of the current printed Council Proceedings, granting permission to George H. Smith to construct and maintain two openings in the sidewalk space at the northeast corner of 59th and State streets, for the reason that said ordinance does not require the payment of compensation by the grantee.

Respectfully submitted,

E. F. DUNNE,

*Mayor.*

Ald. Bihl moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Raymer moved that the ordinance be passed, the veto of His Honor, the Mayor, to the contrary notwithstanding.

The motion was lost.

ALSO,

The following veto message:

MAYOR'S OFFICE.  
April 7, 1906.

To the Honorable, the City Council:

GENTLEMEN:—I return herewith, without my approval, an ordinance passed at the last regular meeting of your Honorable body, and published at pages 3279 and 3280 of the current printed Council Proceedings, granting permission to the Independent Brewing Association to construct and maintain certain stairway openings in the sidewalk space in front of the buildings at Nos. 130, 132 and 138 East Madison street, for the reason that, while Section 1 of said ordinance grants permission to construct and maintain two stairway openings in front of the premises at Nos. 130 and 132 East Madison street and the opening in the sidewalk space in front of No. 138 East Madison street, the provisions of Sections 2 and 3, which are intended to safeguard the public rights, relate solely to No. 138 East Madison street.

Respectfully submitted,

E. F. DUNNE,  
Mayor.

Ald. Coughlin moved to reconsider the vote by which the ordinance referred to in the veto message of His Honor, the Mayor, was passed.

The motion prevailed.

Ald. Coughlin moved that the ordinance be referred to the Committee on Streets and Alleys, South Division, and that the Corporation Counsel be instructed to redraft the ordinance.

The motion prevailed.

The Corporation Counsel submitted an opinion respecting the transferability of saloon licenses under an ordinance limiting the number of saloon licenses to one to every five hundred of population.

Ald. Cullerton moved to defer consideration of the opinion until the ordinance was taken up for consideration.

The motion prevailed.

The City Clerk submitted the following report:

CITY CLERK'S OFFICE.  
April 7, 1906.

To the Honorable, the Mayor and City Council:

GENTLEMEN:—In accordance with the provisions of the Revised Municipal Code, I hereby make report of acceptances and bonds, under ordinance, which have been filed in this office since your last preceding meeting:

Acceptance and bond of Chicago Cold Storage Warehouse Co., under ordinance of March 19, 1906.

Acceptance and bond of Clara F. Bass, under ordinance of March 5, 1906.

Acceptance of Grand Crossing Tack Co., under ordinance of March 19, 1906.

Acceptance of the Calumet Western Railway Company, under ordinance of July 11, 1904.

Acceptance of Grand Trunk Western Railway Company, under ordinance of February 26, 1906.

Yours respectfully,

A. C. ANSON,  
City Clerk.

Which was placed on file.

ALSO,

The following communication:

CITY CLERK'S OFFICE.  
April 7, 1906.

To the Honorable, the Mayor and City Council:

GENTLEMEN:—I hereby make report of failure on the part of A. T. Averill, to file acceptance within the prescribed time under the terms of the ordinance of March 5, 1906, authorizing the construction of certain bridges over alley.

Yours respectfully,

A. C. ANSON,  
City Clerk.

Which was placed on file.

ALSO,

The following communication:

*To the Honorable Edward F. Dunne,  
Mayor, and the Honorable Council of  
the City of Chicago:*

GENTLEMEN:—The Fire Department of the City of Chicago through its committee heretofore appointed to represent it in its efforts to secure an increase in the salaries of the members of the department wish to extend to you their thanks and hearty appreciation for your prompt and just consideration of the requests which we made of you for an increase in our salaries.

The Fire Department have at all times striven to faithfully perform the important and frequently dangerous duties which their positions require, and each member thereof has felt a personal pride in the responsibilities of his position and in the discipline of the department, which have rendered it capable of meeting its responsibilities to the satisfaction of the public.

We believe that your action as above indicated in raising the salaries of the members of our department is in accord with public opinion, and cannot fail to have the effect of renewing within the department a spirit of satisfaction, which will be productive of continued efficiency and of fidelity to the trusts and responsibilities imposed upon us.

This expression of our appreciation will be potent, if for no other purpose than to give voice to the respectful deference of our department to the lawful authorities, and that through the lawful authorities our reasonable requests shall at all times receive a fair, just and equitable consideration.

Respectfully submitted,

OWEN J. SHEVLIN,  
MARTIN M. MORAN,  
THOS. J. SCANLON,  
DENNIS J. RYAN,

*Committee.*

Which was, on motion of Ald. Raymer, ordered published and placed on file.

ALSO,

The claim of John Donoghue for personal injuries, which was

Referred to the Committee on Finance.

The Board of Education submitted requests for additional appropriations for the completion of the Washburne, Belding and Lake High School buildings.

Which were, on motion of Ald. Zimmer, referred to the Committee on Schools.

**All Matters Presented by the Aldermen,  
Also Special Assessment, Improvement  
and Repealing Ordinances Submitted  
by the Board of Local Improvements,  
Arranged as to Ward Numbers, Be-  
ginning with the First Ward.**

#### **FIRST WARD.**

Ald. Coughlin presented the following ordinance:

*Be it ordained by the City Council of the  
City of Chicago:*

SECTION 1. That permission and authority are hereby granted to The Chicago Journal Company, its successors and successor, to construct, place, maintain and operate two pneumatic tubes in and through the tunnels of the Illinois Telephone and Telegraph Company (which tunnels are referred to in the ordinance granted on July 15, 1903, by the City Council of the City of Chicago to said Illinois Telephone and Telegraph Company), as follows: Beginning at or in the vault now used by the City Press Association of Chicago, at or near the southwest corner of Madison and Clark streets, and continuing through two 4-inch wrought iron pipes (which may be there placed by said The Chicago Journal Company so as to connect said vault with the tunnels of said Illinois Telephone & Telegraph Company at or near said point) thence into and through the tunnels of said Illinois Telephone and Telegraph Company north to Madison street, and from thence through said tunnels

west in said Madison street to Market street, and thence south in said Market street a distance of one hundred and ten (110) feet, more or less, and from thence through a recess to be there constructed by said The Chicago Journal Company so as to make direct connection with the premises of said The Chicago Journal Company located at and known as numbers 117-123 Market street, being on the east side of Market street, between Monroe and Madison streets. Said two pneumatic tubes shall be constructed of brass or copper, shall each be three (3) inches in diameter, and shall be used exclusively for the transmission and carriage of news and reading matter from the City Press Association of Chicago and from the Associated Press, or either of them, to said The Chicago Journal Company, and from said The Chicago Journal Company to said City Press Association of Chicago and said Associated Press, or either of them.

The plans and specifications for said work are hereby approved and the same are ordered filed in the office of the Commissioner of Public Works.

**SECTION 2.** The authority and permission hereby granted are upon the express agreement and understanding that said The Chicago Journal Company shall, as compensation for the privilege conferred by this ordinance, pay to said Illinois Telephone and Telegraph Company, its successors and successor, one hundred dollars per annum, of which said amount twenty per cent. (20%) shall be paid by said Illinois Telephone and Telegraph Company into the City Treasury annually.

**SECTION 3.** The rights and privileges hereby granted shall wholly cease and determine on February 19, 1929.

**SECTION 4.** Before availing itself of any of the rights and privileges granted by this ordinance, said The Chicago Journal Company shall file with the City Clerk its written acceptance of all of the terms of this ordinance within thirty (30) days from the passage hereof.

**SECTION 5.** This ordinance shall be in force from and after its passage.

Which was, on motion of Ald. Coughlin, duly passed by yeas and nays, as follows:

**Yeas**—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

**Nays**—None.

Ald. Coughlin presented the following orders:

**Ordered,** That the Commissioner of Public Works be and he is hereby directed to issue a permit to the Allegretti Chocolate Company, No. 207 State street, to erect a sign in front of said premises 7 feet by 2 feet, said sign to be constructed and erected in accordance with all rules and regulations of the Department of Public Works, and to the satisfaction of the Commissioner of Public Works, the permit hereby granted to be revocable by the Mayor at any time at his discretion.

**Ordered,** That the Commissioner of Public Works be and he is hereby directed to issue a permit to E. J. Dresen for a barber pole in front of premises known as 176 Adams street; said barber pole shall be erected and maintained in accordance with all rules and regulations of the Department of Public Works. This privilege shall be subject to termination by the Mayor at any time in his discretion.

Which were, on motion of Ald. Coughlin, duly passed.

**SECOND WARD.**

Ald. Harding presented the following ordinance:

**AN ORDINANCE**

To amend a certain ordinance entitled "An ordinance for the boulevarding of Sixteenth street, from Michigan boulevard to Prairie avenue; Prairie avenue, from Sixteenth street to Twenty-ninth street; Twenty-ninth street, from Prairie avenue to South Park avenue, and South Park avenue, from Twenty-ninth street to Thirty-third street," passed by the City Council of the City of Chicago on the thirtieth day of October, A. D. 1905, and amended by the City Council of the City of Chicago on the twenty-second day of January A. D. 1906.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the certain ordinance entitled "An ordinance for the boulevarding of Sixteenth street, from Michigan boulevard to Prairie avenue; Prairie avenue, from Sixteenth street to Twenty-ninth street; Twenty-ninth street, from Prairie avenue, to South Park avenue, and South Park avenue, from Twenty-ninth street to Thirty-third street," passed by the City Council of the City of Chicago on the thirtieth day of October, A. D. 1905, and amended by the City Council of the City of Chicago on the twenty-second day of January, A. D. 1906, be and the same hereby is amended by striking therefrom the word and figure "six (6)," contained in Section 2 thereof, said word and figure being embraced in line 32 in the left hand column of page 1390 of the Official Record of the meeting of the City Council of the City of Chicago, held on the thirtieth day of October, A. D. 1905, and by inserting in the place and stead of the word and figure so stricken out the word and figure "twelve (12)," so that said Section 2 shall read as follows:

"SECTION 2. Unless said South Park

Commissioners shall, within twelve (12) months from the passage of this ordinance, select and take said portions of said streets and avenues for the purposes aforesaid, this ordinance shall cease to be of any force or effect."

Which was, on motion of Ald. Harding, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

**THIRD WARD.**

Ald. Pringle presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That an ordinance granting permission and authority to A. T. Averill to construct and maintain bridges across alley south of 36th street, between Vincennes avenue and Ellis Park, passed March 5th, 1906, published at pages 2853, 2854 and 2855, be and the same is hereby repealed.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Which was, on motion of Ald. Pringle, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt

Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

Ald. Pringle presented the following ordinance:

#### AN ORDINANCE

Granting to the Vincennes Hotel Company authority to construct, maintain and operate two bridges across the public alley, connecting the second and fourth stories of the buildings on 36th street, between Vincennes avenue and Ellis Park.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given to the Vincennes Hotel Company, its successors and assigns, to construct, maintain and use for a period of ten (10) years from and after the passage of this ordinance, two additional bridges connecting the two buildings situated on each side of the public alley south of 36th street, between Vincennes avenue and Ellis Park, in addition to the bridges now existing which connects the sixth stories of said buildings; said bridges shall be constructed of fire proof material and shall connect the said two buildings on the second and fourth floors thereof, and shall extend over and across the public alley between Vincennes avenue and Ellis Park in such manner that the northerly side of said bridges shall be about twenty-six (26) feet south of 36th street, as shown in the plat hereto attached, which is hereby made a part of this ordinance; said bridge to be maintained and used as additional fire protection for the said two buildings, and to

be constructed in accordance with plans filed with the Commissioner of Buildings, and to the satisfaction of the Commissioner of Buildings and the Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority herein granted are upon the express condition that said Vincennes Hotel Company, the grantee herein, will within thirty (30) days after the date of the passage of this ordinance file with the City Clerk of the City of Chicago a bond in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, and conditioned to at all times hereafter save and keep harmless said City of Chicago from any and all liability, damages, loss, judgments, costs and expense whatsoever which may be suffered by, may accrue against, may be charged to, or may be recovered from said city by reason or on account of the passage of this ordinance, or from or by reason of the construction or maintenance of said additional bridges, or from or in consequence of any act done by the said Vincennes Hotel Company, the grantee herein, its successors and assigns, or any of its agents or servants, in the construction or maintenance of said additional bridges, and that said grantee, its successors and assigns, will, at its own expense remove said additional bridges upon the termination of the privileges herein granted, or failing therein shall repay to the City of Chicago the cost of removing the same; and, conditioned further that said grantee, and its successors and assigns, shall in all things comply fully with the terms and provisions of this ordinance; said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient and the said grantee, its successors and assigns, shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 3. This ordinance shall at

any time before the expiration thereof, be subject to modification or repeal, and in case of repeal all privileges hereby granted shall thereupon immediately cease and determine. The permission and authority hereby granted may also be revoked at any time by the Mayor at his discretion, and thereupon this ordinance shall become null and void.

**SECTION 4.** The construction and maintenance of the additional bridges herein provided for shall be subject to all the existing ordinances of the City of Chicago now in force, or which may hereafter be in force, relating to the construction, use and maintenance of such bridges. No work shall be done in and about the construction of the work herein authorized, until a permit authorizing same shall first have been issued by the Commissioner of Public Works of the City of Chicago, in addition to the building permit required by the ordinances of the City of Chicago now in force.

**SECTION 5.** In consideration of the privileges herein granted said Vincennes Hotel Company, its successors and assigns, shall pay to the City of Chicago the sum of fifty (\$50) dollars per annum each and every year during the life of this ordinance; the first payment to be made as of date of the passage of this ordinance, and each succeeding payment annually thereafter; provided, that if default is made in the payment of any of the installments of compensation herein provided for, the privileges herein granted shall immediately terminate.

**SECTION 6.** This ordinance shall take effect and be in force from and after its passage and approval; provided, that within thirty (30) days from the date of its passage, said Vincennes Hotel Company shall file with the City Clerk of the City of Chicago its written acceptance of this ordinance, and the bond as hereinbefore provided.

Which was, on motion of Ald. Pringle, duly passed by yeas and nays as follows:

Yeas—Coughlin, Harding, Pringle,

Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Bellfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

Nays—None.

Ald. Pringle presented orders for paving with brick the alley between Armour avenue and Dearborn street, from 38th street to 39th street, and likewise the alley between Vincennes avenue and Ellis park, from 36th street to 37th street, which were

Referred to the Board of Local Improvements.

Ald. Pringle and Foreman presented the following order:

*Ordered,* That the Commissioner of Public Works is hereby authorized and directed to issue a permit to the Douglas Improvement Association, a corporation, authorizing it to use city water from fire plugs for sprinkling and flushing streets from April 1st, 1906, to November 15, 1906, in consideration of said Association cleaning the streets from 31st street to 39th street, and from Indiana avenue to Lake Michigan; said permit is conditioned that if said Douglas Improvement Association shall fail to clean said streets, or any of them, to the satisfaction of the Commissioner of Public Works, or if said water be used for any other purpose than street sprinkling and flushing, it shall pay to the city the full rate for all water used from the issuance of the permit, and if said Douglas Improvement Association shall fail to comply with the conditions of said permit, the Mayor shall revoke the same, and no other permit shall be issued to said Douglas Im-



provement Association until charges have been paid.

Which was, on motion of Ald. Foreman, duly passed.

Ald. Foreman presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and they are hereby granted to the Executors of the estate of Elijah Peacock, deceased, their successors and assigns, to erect, maintain and operate an elevated switch track across Stewart avenue in the City of Chicago, beginning at a point on the easterly line of the tracks of the Pittsburgh, Fort Wayne and Chicago Railway just south of Thirty-fifth street, and extending thence southeasterly across Stewart avenue, the said point at which the said track crosses said street, being more specifically shown on the plat hereto attached, which is made a part hereof.

SECTION 2. That the permission and authority herein granted shall cease and **determine ten (10) years** from the date of the passage of this ordinance, or at any time prior thereto, upon revocation thereof by the Mayor at his discretion, whereupon this ordinance shall become null and void; and the ordinance shall at any time before the expiration thereof be subject to amendment, modification or repeal, and in case of repeal all privileges hereby granted shall cease and determine.

SECTION 3. The operation and maintenance of the elevated switch track herein provided for shall be subject to all existing ordinances of the City of Chicago, or any ordinance which may hereafter be passed relating to the use and operation of switch tracks or railway tracks, and the construction and maintenance of the said track shall be under the supervision and to the satisfaction and approval of the Commissioner of Public Works of the City of Chicago, and no work shall be done in and about the

construction of the said track until a permit shall have been issued by the Commissioner of Public Works of the City of Chicago authorizing the commencement of said work.

It is made an expressed condition of this ordinance that the said grantees, their successors and assigns, shall pay to the City of Chicago as compensation for the privileges herein granted, the sum of fifteen (\$15.00) dollars per annum, each and every year during the life of this ordinance. The compensation herein provided for shall be paid to the City Collector of the City of Chicago at his office in the City of Chicago; the first payment shall be made at the time of the approval of this ordinance, and succeeding payments annually thereafter.

The privileges hereby granted shall immediately terminate and the ordinance become null and void if default is made in the prompt payment of any installment of said compensation.

SECTION 4. The said grantees, their successors or assigns, before proceeding to do any work under the authority of this ordinance, shall execute a bond to the City of Chicago in the penal sum of ten thousand (\$10,000) dollars, with sureties to be approved by the Mayor, conditioned for the observance and faithful performance by the said grantees, their successors or assigns, of all and singular the conditions and provisions of this ordinance, and further conditioned to indemnify, save and keep harmless the City of Chicago from any loss, cost, damage, expense or liability of any kind whatsoever, which the City of Chicago may be put to, or which may accrue against, be charged to or recovered from said city by reason of the passage of this ordinance, or by reason of the exercise by said grantees, their successors or assigns, of the authority and permission hereby granted.

Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and

if at any time during the life of this ordinance such bond shall not be in full force, then the privilege and authority herein granted shall thereupon cease.

SECTION 5. Said grantees, their successors or assigns shall erect said elevated switch track to the level of the Pittsburgh, Fort Wayne and Chicago Railway Company's track, and where it crosses said Stewart avenue said elevated switch track shall be supported on a substantial trestle work structure of wood, stone, concrete, steel or other suitable material, and a suitable passageway under said structure shall be provided, of a width to be approved by the Commissioner of Public Works, between supports, and a head room of not less than eleven (11) feet in the clear. The plans for such work, before the same is begun, must be submitted to and approved by the Commissioner of Public Works, and the work must be done under the supervision, and to his satisfaction and approval.

SECTION 6. During the life of this ordinance the grantees herein shall keep such portions of said street as is occupied by said switch track in good condition and repair, and safe for public travel, to the satisfaction and approval of the Commissioner of Public Works. At the termination of the rights and privileges herein granted, by expiration of time or otherwise, said grantee shall remove said switch track and all the appurtenances thereto, and shall forthwith restore said street occupied by said switch track to a condition similar to the remaining portion of said street in the same block, safe for public travel, to the satisfaction and approval of the Commissioner of Public Works.

SECTION 7. This ordinance shall be in force and effect from and after its passage; provided, that within thirty (30) days after its passage, the grantee shall file an acceptance of this ordinance in writing with the City Clerk of the City of Chicago.

Which was, on motion of Ald. Foreman, duly passed by yeas and nays as follows:

**Yeas**—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

**Nays**—None.

Ald. Foreman presented an order and memorandum respecting the Municipal Court system, which were

Referred to the Committee on Finance.

#### FIFTH WARD.

Ald. McCormick presented the following orders:

**Ordered**, That the City Electrician be and he is hereby directed to issue a permit to Chas. H. Grund, to string a wire up the alley in rear of his store at No. 3511 Archer avenue to his residence, No. 3607 Hamilton avenue, a distance of about one block; said wire to be constructed and erected in accordance with all rules and regulations of the Electrical Department, and to the satisfaction of the City Electrician. The permission hereby granted to be revocable by the Mayor at any time at his discretion.

**Ordered**, That permission be and the same is hereby given to the C. A. Paltzer Lumber Company to lay a six-inch water main from the South Branch of the Chicago River (about 100 feet north of 38th street) to the east line of Centre avenue for fire protection only.

Which were, on motion of Ald. McCormick, duly passed.

**SIXTH WARD.**

Ald. Young presented the following order:

*Ordered*, That the Commissioner of Public Works is hereby authorized and directed to issue a permit to James M. Doud and C. W. Greenfield, President and Secretary, respectively, of the Washington Improvement Association, authorizing the use of city water from fire plugs, without cost, from April 1, 1906, to November 15, 1906, in consideration of the cleaning of the following streets: 48th street, from Grand boulevard to St. Lawrence avenue; 49th street, from Grand boulevard to St. Lawrence avenue; 50th street, from Grand boulevard to St. Lawrence avenue; 48th place, from Grand boulevard to Vincennes avenue; Washington Park court, from 49th street to 50th street; Vincennes avenue, from 48th street to 50th street; Forrestville avenue, from 48th street to 50th street; St. Lawrence avenue, from 48th street to 50th street; said permit to contain a condition that if said James M. Doud and said C. W. Greenfield shall fail to clean said streets or any of them to the satisfaction and approval of the Commissioner of Public Works, or if said water is used for any other purpose than street sprinkling, they shall pay to the city the full rate for all water used from the date of the issuance of said permit, and if said James M. Doud and said C. W. Greenfield shall fail to comply with the conditions of said permit, the Mayor shall revoke the same, and no other permit shall be issued to said James M. Doud and said C. W. Greenfield until all charges have been paid.

Which was, on motion of Ald. Young, duly passed.

**SEVENTH WARD.****TIME FIXED FOR NEXT REGULAR MEETING.**

Ald. Bennett presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That the next regular meeting of this Council, to be held after the meeting of Saturday, April 7th, 1906, be and the same is hereby set for Wednesday, April 11th, 1906, at 7:30 o'clock P. M.

**SECTION 2.** This ordinance shall be in force and effect from and after its passage.

Which was, on motion of Ald. Bennett, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton. Kohout. Race—61.

*Nays*—None.

Ald. Bennett presented the following order:

**WHEREAS**, An order was passed as shown at page 2300 of the Council Proceedings of January 22d, 1906, and directing the payment of forty-one and sixty-six one-hundredths (\$41.66) dollars, each to twelve tappers in the Water Department, and directing same to be paid from the appropriation for Water Department; and

**WHEREAS**, Before this payment was made the Comptroller had closed the books for the year 1905, so that the order could not be complied with; therefore be it

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized to voucher the payments ordered in the said order of January 22d,

1906, and charge same to the appropriation for the year 1906; as shown at page 3163 of the current Council Proceedings as follows:

"Labor required for construction (including supervision) .....\$135,000.00."

Which was, on motion of Ald. Bennett, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

Ald. Bennett presented the following order:

*Ordered*, That the Fire Marshal be and he is hereby authorized to purchase one automobile at a price not to exceed \$1,000.00, without advertising, in accordance with his recommendation dated April 6th, 1906, attached hereto.

Which was, on motion of Ald. Bennett, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell,

Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

Ald. Bennett presented the following ordinance:

WHEREAS, By an act of the General Assembly of the State of Illinois entitled "An act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, commonly known as the Juul law, it is provided that in case of a reduction thereunder any taxing body whose levy is affected thereby and whose appropriations are required by law to be itemized may, after the same has been ascertained, distribute the amount of such reduction under the items of its appropriations, with the exceptions therein mentioned, as it may elect; and

WHEREAS, Under the operation of said act and the constitutional limit of 2 per cent of the assessed valuation, the levy of the City of Chicago for the year 1905 was reduced by the sum of three millions, eight hundred and forty-eight thousand five hundred and seventy-nine dollars and two cents (\$3,848,579.02); and

WHEREAS, It is deemed advisable by the City Council to exercise the election provided for in said act and distribute the amount of such reduction under the items of the appropriation made in the annual appropriation bill for the year 1905; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the reduction effected by the operation of the act of the General Assembly of the State of Illinois, entitled "An act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, upon the levy of the City of Chicago for corporate purposes for the year 1905, amounting to three millions, eight hundred and forty-eight thousand five hundred and seventy-nine dollars and two cents (\$3,-

848,579.02) be distributed among the items of the appropriations, for the said year 1905, as follows:

Board of Election Commissioners .....	\$ 363,372 00
Civil Service Commission..	37,505 00
Art Commission of the City of Chicago.....	100 00
Police Department.....	1,396,143 40
Fire Department.....	770,143 62
Health Department.....	167,615 00
Street Department.....	1,113,700 00
	<hr/>
	\$3,848,579 02

SECTION 2. This ordinance shall be in force from and after its passage.

Which was, on motion of Ald. Bennett,

duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

Ald. Bennett presented the following ordinance:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the sum of twenty-four million, seven hundred forty-six thousand eight hundred sixty-eight dollars and forty cents (\$24,746,868.40), the same being the total amount of appropriations heretofore legally made for all corporate purposes of the City of Chicago, for school purposes in the said City of Chicago and for maintaining a public library, and to be collected from the tax levy of the current fiscal year of said city, be and the same is hereby levied and assessed on all real and personal property within said city, subject to taxation according to the valuation of such property as the same is assessed for State and County purposes for the current year, the said tax so levied and assessed being for the current fiscal year of said city, and the said appropriation, the total of which has been ascertained as aforesaid, being as follows:

### CORPORATE PURPOSES.

#### GENERAL GOVERNMENT.

##### *Executive.*

#### TAX LEVY.

1—Mayor's office .....	[\$ 33,361 94]
Mayor .....	\$ 10,000 00
Private Secretary .....	3,600 00
Stenographer .....	1,500 00
Messenger .....	1,500 00
Bill of A. B. Du Pont.....	7,015 00

### MUNICIPAL LIBRARY AND BUREAU OF STATISTICS.

City Statistician .....	\$ 2,400 00
Assistant City Statistician .....	1,080 00
Stenographer .....	900 00
Unpaid bill, Department of Supplies.....	53 46
Printing statistics .....	1,000 00
Postage .....	250 00
Stationery, supplies, etc.....	350 00
Books, binding, etc.....	150 00
Bill of R. S. Henshaw.....	63 48
	<hr/>
	\$ 6,246 94

Less income from other sources.....	\$ 116 94
	<hr/>
	\$ 33,245 00

### DEPARTMENT OF TRANSPORTATION.

Superintendent .....	\$ 3,000 00
Miscellaneous expense, typewriter, postage, stationery, etc.	500 00

*Legislative.***TAX LEVY.**

<b>2—City Council</b> .....	<b>\$ 111,500 00</b>
Salaries of 70 Aldermen at \$1,500.....	\$ 105,000 00
Chairman Committee on Finance.....	3,500 00
Secretary of Finance Committee, salary.....	3,000 00

**COMMITTEE ON LOCAL TRANSPORTATION.....[\$ 15,999 98]**

Salary of Secretary and expenses, and for the employment of such legal, engineering and other expert assistants on elevated railroads and street railroads and subways, as may be necessary, and for the expenses thereof, and for printing, postage and supplies.....\$ 5,000 00

**Bills of:**

Barnard & Miller.....	\$ 225 00
Barnard & Miller.....	370 00
Peckham, Smith, Packard & Ap- madoc .....	4,004 75
Kenfield Publishing Company....	716 82
B. J. Arnold.....	5,497 00
B. J. Arnold.....	186 41

—————\$ 10,999 98

Less income from other sources .....\$ 10,999 98

**5,000 00**

**COMMITTEE ON GAS, OIL AND ELECTRIC LIGHT..[\$ 6,983 88]****Bills of:**

Edw'd W. Bemis.....	\$ 216 00
E. G. Cowdrey.....	195 50
A. C. Humphreys.....	750 00
Marwick, Mitchell & Co.....	4,923 50
M. R. Winchell.....	815 50
Pearl A. Power.....	75 48
John Ritchie.....	8 40

Less income from other sources..... 6,983 88

**EXPENSES OF CHARTER CONVENTION.....\$ 12,000 00****3—CITY CLERK .....[\$ 59,313 50]**

City Clerk .....	\$ 5,000 00
One chief clerk .....	3,600 00

## CITY CLERK—Continued.

## TAX LEVY.

One sergeant-at-arms .....	1,000 00
One clerk and reading clerk .....	2,500 00
One clerk at \$1,600.....	1,600 00
Four clerks at \$1,500.....	6,000 00
Two clerks at \$1,200.....	2,400 00
One stenographer and clerk.....	1,500 00
Extra clerk hire and extra work of regular clerks .....	4,800 00
One official stenographer for City Council...	1,500 00
One janitress .....	600 00
One janitor and caretaker Council Chamber..	1,000 00
Eight assistant sergeants-at-arms at \$150..	1,200 00
For printing Council Proceedings, including minutes of the meetings of the Board of Local Improvements, minutes and docu- ments of committees, stationery, blank books, licenses, dog tags and license badges, plates, etc.....	25,000 00

## Bills of:

John F. Higgins.....	\$916 50
F. P. Smith Wire and Iron Works. 150 00	
B. J. Cigrand.....	547 00

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 1,613 50

Less income from other sources.....\$ 1,613 50

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 \$ 57,700 00

## LAW DEPARTMENT.

## 4—CORPORATION COUNSEL'S OFFICE.....[\$ 163,075 77]

Corporation Counsel.....	\$ 6,000 00
Fourteen assistant corporation counsels.....	38,600 00
One law clerk and secretary to Corporation Counsel .....	1,500 00
One law and docket clerk.....	1,200 00
Law clerks—one at \$1,200.....	1,200 00
One law clerk and interpreter at \$1,200.....	1,200 00
One law clerk at \$1,000.....	1,000 00
Law clerks—two at \$900.....	1,800 00
One law and filing clerk.....	900 00
One telephone operator.....	600 00
One stenographer and law clerk at \$1,200....	1,200 00
Eight stenographers and law clerks at \$900..	7,200 00



## LAW DEPARTMENT—Continued.

One attorney for Fire Department.....	2,750 00
Legal and office expenses, expenses of traction litigation and court costs.....	60,000 00
	<hr/>
	\$125,150 00
Less amount payable from Water Fund..	12,000 00
	<hr/>
	\$ 113,150 00
Maclay Hoyne, for services rendered.....\$	1,500 00
Bills of:	
Barnard & Miller.....	1,262 98
Library Bureau.....	72 36
Twentieth Century Press Clipping Bureau..	32 29
Edward Thompson .....	33 00
Alfred C. Mace.....	500 00
Callaghan & Co.....	47 00
Geo. Hornstein Co.....	86 07
Binner Wells Co.....	216 10
Holmes & Eulass .....	291 78
C. E. Kremer.....	537 50
Remington Typewriter Co.....	118 50
The McEwen Building & Mfg. Co.....	40 00
West Publishing Co.....	84 50
W. B. Williamson .....	150 00
Paine Harrington.....	10 00
O. M. Brady .....	75 00
Chicago Newspaper Union.....	1,803 94
The American Law Book Co.....	6 00
The Lawyers' Co-operative Publishing Co...	10 00
Coats Burchard Co.....	100 00
William M. Pindell.....	450 00
Western Banknote & Engraving Co.....	22 50
Marshall, Jackson Co.....	9 00
Devereus Secret Service Agency.....	895 33
Shepard Blue Print Co.....	8 25
The Consumers Co.....	1 50
J. M. W. Jones Stationery & Printing Co...	3 95
Cameron Amberg & Co.....	6 50
Mrs. A. L. Kelly.....	14 00
C. A. Hale .....	500 00
Thomas J. Sutherland.....	145 05
G. E. Sheldon.....	125 00
J. Ryan.....	125 00

## LAW DEPARTMENT—Continued.

## Bills of:

Thomas G. McElligott.....	150 00
M. A. Fountain & Co.....	8 00
J. L. Brouse.....	137 50
Edgar B. Tolman.....	1,900 00
Clarence S. Darrow.....	1,315 43
Glen E. Plumb (estimated).....	800 00
Botsford, Wayne & Botsford.....	1,252 25
Granville W. Browning.....	2,000 00
Gunthorp-Warren Co.....	530 20
J. G. Grossberg.....	914 06
Jno. C. Richberg.....	176 50
Maxwell Edgar.....	435 00
Henry M. Ashton.....	325 00
Phillip Spiro.....	17 50
John H. Kelly.....	5 00
Thos. E. Barrett.....	70 05
J. M. Hull.....	218 13
Chicago Telephone Co.....	91 79
Alfred C. Mace.....	4,945 00
Jno. C. Mathias.....	100 00
Crotty Bros. and Jarvis.....	120 00
O. G. Washburn.....	4 10
L. M. Ackley.....	262 50
C. B. Hertzell.....	220 00
Holmes Conrad.....	600 00
Hiram T. Gilbert.....	750 00
West Publishing Co.....	88 00
Jno. P. O'Shaughnessy.....	136 00
Barnard & Miller.....	321 14
	<hr/>
	\$ 25,675 47

## Board of Local Improvements.

One attorney.....	\$ 5,000 00
Two assistant attorneys at \$3,000.....	6,000 00
One assistant attorney.....	2,000 00
Two law clerks at \$1,200.....	2,400 00
One law clerk and messenger.....	900 00
One law clerk.....	2,000 00
Two law clerks and stenographers at \$900.....	1,800 00
One law clerk and stenographer.....	1,000 00
One court reporter.....	1,000 00

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\$ 22,100 00

Less amount to be paid from Water Fund..... 1,350 00

\$ 20,750 00

Less income from other sources..... \$ 163,075 77

## LAW DEPARTMENT—Continued.

<b>Prosecuting Attorney</b> .....	<b>\$</b>	<b>29,582 50</b>
One prosecuting attorney.....	\$ 3,600 00	
One assistant prosecuting attorney.....	1,500 00	
Fourteen assistant prosecuting attorneys, one stenographer and one law clerk.....	16,799 00	
For costs arising in civil suits commenced by Prosecuting Attorney, viz.: Fees for justices of the peace, constables, jurors and witnesses.....	5,300 00	
For printing, stationery, postage stamps and furniture ...	700 00	
Rent of suites 513 and 514 Ashland Block, for the year 1906, for Prosecuting Attorney's office at \$115.00 per month .....	1,380 00	
Bill of The Consumers Company for water service furnished Prosecuting Attorney's office .....	11 00	
Bill of Chicago Telephone Company for telephone service furnished Prosecuting Attorney's office during the year.....	195 00	
Bill of Chicago Telephone Co.....	97 50	
Less income from other sources.....	\$	29,582 50
<b>City Attorney</b> .....	<b>\$</b>	<b>129,878 10</b>
City Attorney.....	\$ 6,000 00	
One chief assistant attorney, two trial attorneys, two assistant trial attorneys, one appellate court attorney, seven assistant attorneys, one chief investigator, one bookkeeper, one docket law clerk, two stenographers, five copyists, twenty-four trial investigators, eighteen preliminary investigators, one office boy, one switch board operator.....	75,630 00	
Contingent expenses, witness fees, Circuit, Appellate and Superior court costs and expenses, physicians' fees, expert fees, miscellaneous expenses and special investigations .....	45,000 00	
Court reporting.....	10,000 00	
Emergency trial attorneys.....	10,000 00	
Rent .....	6,000 00	
Street car and railroad transportation.....	7,000 00	
Light, water and office repairs.....	1,500 00	
	<b>\$</b>	<b>161,130 00</b>
Less amount to be paid from Water Fund.....		50,000 00
	<b>\$</b>	<b>111,130 00</b>

## LAW DEPARTMENT—Continued.

## Bills of:

Armour Institute of Technology.....\$	50 00
Dr. Frank Hulbert Booth.....	25 00
Dr. Alfred Bein.....	35 00
Dr. F. M. Borucki.....	25 00
Dr. H. L. Bartlett.....	25 00
Dr. W. F. Curtis.....	35 00
Dr. S. W. Cox.....	1,000 00
Dr. Philip S. Doane.....	995 00
Dr. Joseph G. De Vere.....	25 00
Dr. Frank B. Earle.....	50 00
Dr. Daniel N. Eisendrath.....	50 00
Dr. Paul J. Faber.....	50 00
Dr. L. A. Greensfelder.....	25 00
Dr. G. S. Geroeret.....	10 00
Dr. Geo. M. Glaser.....	40 00
Dr. I. J. K. Golden.....	45 00
Dr. W. F. Holstein.....	25 00
Drs. Hook & Hook.....	25 00
Dr. Anne Paul Heineck.....	30 00
Dr. James Whitney Hall.....	260 00
Dr. F. Kalacinski.....	100 00
Dr. John Leeming.....	745 00
Dr. V. D. Lespinasse.....	10 00
Dr. J. R. Macnamara.....	15 00
Dr. F. A. Maguy.....	25 00
Dr. H. H. Mather.....	25 00
Dr. Norval Harvey Pierce.....	100 00
Dr. Brown Pusey.....	100 00
Dr. Arthur E. Price.....	625 00
Dr. Joseph Reilly.....	25 00
Dr. Wm. P. Schoen.....	30 00
Dr. J. L. Sweeney.....	15 00
Dr. Arthur A. Small.....	125 00
Dr. S. Stol.....	45 00
Dr. Frank A. Stahl.....	25 00
Dr. H. E. Whitford.....	10 00
Dr. Franklin A. Weatherford.....	50 00
Dr. Rachelle S. Yarros.....	5 00
Dr. Richard M. Geninis.....	5 00
J. L. Brouse.....	707 00
Clerk of Superior Court.....	150 00

## LAW DEPARTMENT—Continued.

## Bills of:

Clerk of Circuit Court.....	36 00
Barnard & Miller.....	283 89
A. S. Carpenter.....	119 80
Edna Dickerson.....	115 65
Geo. Hornstein.....	237 12
Van Petten & Majenski.....	460 00
Paul C. Schussman.....	9 30
Watton, James & Ford.....	128 00
Chas. W. Philips.....	354 16
F. S. Webster Co.....	24 00
A. H. Andrews Co.....	70 75
Bullard & Gormuley.....	2 40
Baers Express and Storage Co.....	82 00
A. Hannebal.....	26 90
John J. McGrath.....	16 50
Interstate Paper Co.....	100 00
Jones, Coates & Bailey.....	38 04
Marshall Field & Co.....	38 48
National Safe Deposit Co.....	255 33
Sprague, Smith Co.....	1 00
Trumbull Safe & Vault Co.....	1 00
Chicago Directory Co.....	7 50
Chicago Legal News Co.....	1 50
Chicago Medical Book Co.....	2 50
Callaghan & Co.....	11 75
The Lawyers' Co-op. Pub. Co.....	10 00
Frank Shepard Co.....	3 00
West Publishing Co.....	59 75
Bradner Smith Co.....	3 50
City Collector for Dept. of Supply.....	31 90
City Collector for House of Correction...	6 50
Cameron, Amberg & Co.....	350 78
Faulkner, Ryan Co.....	50 00
J. M. W. Jones.....	3 95
Yawman & Erbe Mfg. Co.....	65
W. Cary Lewis & Co.....	18 00
Shea, Smith & Co.....	24 50

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 \$ 8,748 10

For the payment and satisfaction of petty personal injury  
 claims upon the joint recommendation of the City  
 Attorney and the Committee on Finance, to be re-  
 ported on monthly to the City Council for approval..\$ 10,000 00

Less income from other sources.....\$ 129,878 10

## TAX LEVY.

94,983 00

<b>7.—DEPARTMENT OF FINANCE.....</b>		<b>\$</b>	
Comptroller .....	\$	6,000	00
Chief Clerk.....		3,000	00
General Accountant.....		2,400	00
Bookkeeper .....		1,500	00
Paying Teller.....		1,800	00
Stenographer .....		1,200	00
Warrant record clerk.....		1,200	00
Form and index clerk.....		1,199	00
Clerk .....		1,199	00
Warrant for collection register clerk.....		1,000	00
Clerk .....		1,000	00
Bond registrar.....		1,350	00
Clerk .....		1,000	00
Clerk .....		999	00
Special assessment improvement bond clerk.....		1,200	00
Clerk .....		1,000	00
Clerk .....		900	00
Messenger .....		600	00
Clerk .....		799	00
For extra clerk hire and extra work by regular employees on account of the large increase of special assessments, bond calls and auditing.....		20,000	00
	<b>\$</b>	<b>49,346</b>	<b>00</b>
Less amount to be paid from Water Fund.....		9,500	00
	<b>\$</b>	<b>39,846</b>	<b>00</b>

**Special Assessment Division.**

Bookkeeper in charge of special assessments.....	\$	1,800	00
Clerk .....		1,199	00
Four clerks at \$1,100 each.....		4,400	00
Six clerks at \$900 each.....		5,400	00

**Audit Bureau.**

Auditor and Deputy Comptroller.....	\$	3,600	00
Assistant accountant.....		1,800	00
One clerk.....		1,500	00
One clerk.....		1,020	00
One clerk.....		1,200	00
One clerk.....		1,199	00

## DEPARTMENT OF FINANCE—Continued.

One clerk.....	1,199 00	
One clerk.....	1,020 00	
One clerk.....	1,000 00	
One warrant clerk.....	1,080 00	
One city real estate agent.....	1,800 00	
One clerk.....	900 00	
One clerk.....	900 00	
	<hr/>	\$ 18,218 00

## Paymaster's Bureau.

(Seventy per cent of salaries, etc.)

First Assistant Paymaster.....	\$ 1,680 00	
Three assistant paymasters at \$1,120.....	3,360 00	
One clerk.....	700 00	
One clerk.....	630 00	
One clerk.....	630 00	
Maintaining pay wagon.....	70 00	
	<hr/>	\$ 7,070 00

Printing and stationery for Comptroller's reports, checks,  
books and miscellaneous expense of the Comptroller's  
office and advertising for the offices of Mayor, City  
Comptroller and City Treasurer.....

\$ 17,000 00

**9—CITY COLLECTOR'S OFFICE.....[\$70,922 41]**

City collector.....	\$ 6,000 00	
Deputy collector.....	3,000 00	
One cashier.....	2,400 00	
One chief clerk special assessment.....	1,800 00	
One general license clerk.....	1,400 00	
One bookkeeper.....	1,400 00	
One bond clerk.....	1,400 00	
One general clerk.....	1,260 00	
One broker clerk.....	1,200 00	
One insurance clerk.....	1,200 00	
One collector.....	1,200 00	
One special assessment and license clerk.....	1,300 00	
Fifteen special assessment and license clerks at \$1,350..	20,250 00	
Four collectors at \$1,000.....	4,000 00	
One stenographer and clerk.....	900 00	
One messenger.....	900 00	
Special assessment books, forms, advertising, license blanks, postage, street car transportation for collec- tors, and surety bonds for department employes, etc..	7,000 00	

## CITY COLLECTOR'S OFFICE—Continued.

Extra clerk hire and extra work by extra and regular men on special assessments and making delinquent return to the County Treasurer.....	9,600 00
Emergency special assessment work necessary in changing the system from the accounting system of duplicate copies to the book forms of holding all records intact as per ruling of Judge Carter of the County Court work uncompleted.....	4,000 00
Bills, Department of Supplies, \$361.41, \$291.23 and \$49.58	702 22
Bill of Chicago Journal.....	110 19
Less income from other sources.....	\$ 70,922 41

## 10—CITY HALL ..... [\$92,984 42]

One chief janitor.....	\$ 1,600 00
One janitor.....	1,000 00
Eight elevator operators at \$1,000.....	8,000 00
One elevator starter.....	1,000 00
Two wood finishers at \$900.....	1,800 00
One carpenter at 55 cents per hour.....	1,140 00
One cabinetmaker.....	1,901 60
One chief engineer.....	1,500 00
Two assistant engineers at \$1,095.....	2,190 00
Five firemen at \$900.....	4,500 00
Two coal passers at \$900.....	1,800 00
One oiler.....	900 00
Janitors at \$840 and janitresses at \$600 per year.....	14,640 00
For laborers, coal, supplies, electric light, repairs to pumps, elevators, and all other machinery, repairs to building and roof, etc.....	25,000 00
For painting, calcimining and redecorating offices.....	2,000 00
For boilers, furnaces and appurtenances.....	10,000 00
Piping, steam heating apparatus, etc.....	1,000 00
Repairing and installing vaults.....	1,500 00
Fireproof vault and fixtures for Department of Health....	1,200 00
Two water supply tanks.....	3,000 00
Uniforms for elevator operators.....	200 00
Clerk and inspector in Complaint Bureau.....	1,500 00
One stenographer and clerk, Complaint Bureau.....	1,000 00
Miscellaneous expenses, Complaint Bureau.....	250 00
Bills of:	
Geo. E. Watson Co., \$12.10, \$16.70.....	\$ 28 80
S. H. Harris Co.....	3 00



## CITY HALL—Continued.

## TAX LEVY.

Knickerbocker Ice Co., \$24.15, \$28.00,	
\$29.58, \$28.18, \$26.08, \$71.05, \$91.00,	
\$25.90, \$29.05, \$28.00, \$25.38.....	406.37
Bullard & Gormuley Co., \$21.32, \$11.09,	
\$8.14, \$17.59, \$23.64, \$22.50.....	104 28
Sprague, Smith & Co.....	4 25
Western Electric Co., \$42.50, \$42.50.....	85 00
Department of Supplies.....	2 25
Bullard & Gormuley Co., \$20.14, \$27.40,	
\$25.65, \$22.78, \$28.34, \$16.10.....	140 41
John Davis Co., \$51.20, \$13.63.....	64 83
Carson, Pirie, Scott & Co.....	59 70
Chicago Edison Co., \$42.66, \$124.74,	
\$156.30, \$170.52, \$162.96, \$205.20,	
\$220.32, \$179.16, \$190.56, \$309.54,	
\$962.99, \$856.59, \$782.39.....	4,363.93
	<hr/>
	\$ 5,262 82
Less income from other sources.....	92,984 42

## 11—BOARD OF ELECTION COMMISSIONERS.....\$ 362,470 83

Advertising, judges and clerks of election, polling places, proposals, etc.....	\$ 3,982 48
Cartage and storage, storage of booths, ballot boxes, guard rails, etc., and the delivery and collection of booths, ballot boxes, guard rails for election and primaries..	12,203 28
Election, registration, revision and primary forms, office supplies, tally sheets, poll books, statements, etc.; stationery, record books, posting, binding, new registers for voters' names, transfer slips, envelopes, instruction cards, etc.....	23,048 56
Judges and clerks of election, April.....	103,195 00
Judges and clerks of election, primaries, February.....	17,500 00
Miscellaneous expense, telephone service, electric light, destroying election returns, fixtures, new booths, guard rails, ballot boxes and booth curtains; also for repairing same.....	6,798 00
Office salaries.....	115,195 76
Polling places, April, June and November.....	46,698 00
Polling places, primaries, February and April.....	7,000 00
Postage for use of clerks of election, mailing notices to voters to show qualification, for instructions to judges of regular and primary elections; and postal	

## BOARD OF ELECTION COMMISSIONERS—Continued.

cards for notices to judges and clerks, polling places and office use.....	4,386 00
Printing names of registered voters, April and November, name of primary election voters, names of persons deceased, erased and restored, and ward maps.....	19,832 50
Ballots—regular, proposition and specimen ballots.....	2,631 25

**12—CIVIL SERVICE COMMISSION** ..... [\$48,883 94]

Civil service commissioner.....\$	3,000 00
Civil service commissioner.....	3,000 00
Civil service commissioner.....	3,000 00
Chief examiner and secretary.....	3,000 00
Examiner examination papers.....	1,095 00
Examiner examination papers.....	1,095 00
Examiner in charge of pay rolls.....	1,095 00
Examiner pay rolls.....	1,095 00
Examiner pay rolls.....	900 00
Examiner official certifications.....	1,095 00
Examiner labor certifications.....	1,095 00
Examiner civil list.....	1,095 00
Physical and application examiner.....	1,500 00
Information clerk.....	1,320 00
Stenographer and assistant to secretary.....	1,095 00
Two examiners, applications and miscellaneous, at \$900..	1,800 00
Messenger .....	720 00
Attorney for trials, investigations and miscellaneous....	1,500 00
Stenographer for trials, investigations and miscellaneous..	4,000 00
Investigator for trials, investigations and miscellaneous...	6,000 00
Special examiners.....	2,000 00
One chief investigator.....	2,500 00
Annual report.....	1,600 00
Telephone and two extensions.....	200 00
Postage, advertising, stationery, books, printing, Rep., etc	3,000 00
Investigations, subpoenas, etc.....	1,000 00
Chicago Daily Labor World.....	83 94
Less income from other sources.....\$	48,883 94

**13—DEPARTMENT OF SUPPLIES** ..... [\$13,956 00]

Business agent.....\$	2,400 00
Invoice clerk and bookkeeper.....	1,080 00
Stationer .....	780 00
Stenographer and assistant stock keeper.....	900 00

## DEPARTMENT OF SUPPLIES—Continued.

Stockkeeper .....	900 00	
Salesman of old material.....	600 00	
Register clerk.....	600 00	
Storehouse clerk.....	720 00	
Stenographer and clerk.....	600 00	
Stenographer and clerk.....	540 00	
Messenger .....	468 00	
Delivery man.....	468 00	
Labor .....	900 00	
Office expense, including stationery, supplies, telephones, rent of warehouse, warehouse equipment and expense	3,000 00	
Less income from other sources.....	\$	13,956 00
<b>16—MISCELLANEOUS INTEREST .....</b>	<b>[\$265,000 00]</b>	
For interest on temporary tax loans.....	\$	265,000 00
Less income from other sources.....	\$	265,000 00
<b>17—MISCELLANEOUS .....</b>	<b>[\$378,452 87]</b>	
For miscellaneous labor, material and supplies, rent of vault space, etc., including three adding machines for special assessment and accounting divisions.....	\$	2,900 00
To cover cost of auditing and closing accounts for the year 1906.....		5,000 00
Art Commission of the City of Chicago.....		100 00
For telephones in the offices of the City Comptroller, City Treasurer and Auditor.....		625 00
For commission and exchange in paying city bonds and in- terest coupons in New York, and interest coupons due prior to January 1, 1899.....		1,500 00
For payment of claims on account of moneys deposited in the corporate fund from "unclaimed wages account," "suspense account," "special deposits account" and "bi- cycle and vehicle tax account".....		1,500 00
For miscellaneous items.....		10,000 00
Bills of Wm. Holabird, George Beaumont and Richard E. Schmidt for expert architectural service rendered special committee to report on structural and sanitary condition of City Hall.....		3,178 00
Washington Park Club (Council order, July 1, 1904).....		1,100 00
Julius Moses, refund saloon license.....		123 31
Tracy Bros., refund amusement license.....		100 00
American Theatre Co., refund amusement license.....		166 67
For repayment to old law special assessment fund amounts illegally transferred at various times.....		352,060 00

## MISCELLANEOUS—Continued.

To reimburse the business agents' stock account for supplies furnished to the offices of the Mayor and City Treasurer:

Warrant for collection No. 9,044.....	\$ 1 71
Warrant for collection No. 17,645.....	4 60
Warrant for collection No. 16,208.....	4 00
Warrant for collection No. 18,066.....	6 01
Warrant for collection No. 19,723.....	10 90
Warrant for collection No. 20,398.....	60
Warrant for collection No. 21,556.....	4 00
Warrant for collection No. 22,243.....	4 60
Warrant for collection No. 24,186.....	4 60
Warrant for collection No. 26,856.....	8 00
Warrant for collection No. 16,026.....	4 60
Warrant for collection No. 27,281.....	4 00
Warrant for collection No. 28,908.....	9 56
Warrant for collection No. 30,411.....	4 56
Warrant for collection No. 33,003.....	4 60
Warrant for collection No. 35,739.....	4 00
Warrant for collection No. 38,422.....	4 00
Warrant for collection No. 46,074.....	4 72
Warrant for collection No. 49,744.....	5 63
Warrant for collection No. 42,454.....	5 20

99 89

Less income from other sources.....\$ 378,452 87

**18—POLICE DEPARTMENT** ..... [\$4,610,187 86]

One general superintendent.....	\$ 6,000 00
One assistant general superintendent.....	4,000 00
Secretary of department.....	2,500 00
One private secretary to general superintendent.....	2,400 00
One chief clerk in secretary's office.....	1,800 00
One drill master.....	1,500 00
One clerk in secretary's office.....	1,500 00
Four stenographers and clerks at \$900.....	3,600 00
One attorney for department.....	2,500 00
Five inspectors at \$2,800.....	14,000 00
Sixteen captains at \$2,250.....	36,000 00
Sixty-two lieutenants at \$1,800.....	111,600 00
One hundred and forty-three patrol sergeants at \$1,500...	214,500 00
One hundred and thirty-four desk sergeants at \$1,500....	201,000 00
One desk sergeant in charge, Bureau of Records.....	1,700 00

## POLICE DEPARTMENT—Continued.

Two thousand one hundred and ninety-six patrolmen at \$1,100 for 11 months.....	2,214,300 00
Two thousand one hundred and ninety-six patrolmen at \$1,200 for one month.....	219,600 00
Five hundred patrolmen for 6 months at \$60 per month...	180,000 00
Five hundred patrolmen for three months at \$75 per month	112,500 00
Six hundred and sixty-five patrolmen for 6 months at \$60 per month .....	239,400 00
Fifty-seven detectives' sergeants at \$1,500.....	85,500 00
Two lieutenants of detectives at \$2,000.....	4,000 00
Five vehicle inspectors at \$1,200.....	6,000 00
One superintendent bureau of identification.....	2,250 00
One custodian.....	1,800 00
One chief operator.....	1,800 00
One hundred and forty operators at \$900 for 11 months...	115,500 00
One hundred and forty operators at \$1,000 for 1 month...	11,666 67
One chief clerk detective bureau.....	1,800 00
Four pensioners at \$1,100.....	4,400 00
One chief matron.....	1,000 00
Thirty-three matrons at \$720.....	23,760 00
One finger print operator .....	1,200 00
One feed inspector.....	1,200 00
One superintendent of horses.....	2,400 00
Two assistant superintendents of horses at \$1,300.....	2,600 00
One hundred and fifteen patrol drivers at \$1,000.....	115,000 00
One barn foreman.....	1,000 00
Fifteen hostlers at \$780.....	11,700 00
One assistant chief operator.....	1,400 00
One printer.....	1,200 00
One assistant printer and pressman at \$22.50 per week...	1,170 00
Two photographers at \$1,100.....	2,200 00
Thirty-two janitors at \$720.....	23,040 00
One janitor at \$780.....	780 00
Seventeen scrub women at \$360.....	6,120 00
One scrub woman.....	540 00
Seven engineers, 12 mo., 8 hrs. per day, at 37½c per hr...	7,665 00
Twenty-one engineers from Oct. 1st to May 31st, 8 hours per day, 37½c per hour.....	15,309 00
One superintendent of construction.....	1,500 00
One plumber at \$4.50 per day.....	1,408 50
Four blacksmiths at \$4 per day.....	5,008 00
Three wagon makers at \$4 per day.....	3,756 00

## POLICE DEPARTMENT—Continued.

## TAX LEVY.

Six carpenters at \$4 per day.....	7,512 00
Two harness makers.....	1,878 00
Seven station repairers.....	7,011 20
Four blacksmith helpers at \$3.20 per day.....	4,006 40
Twelve laborers at \$780 per year.....	9,360 00
One plasterer at \$4.50 per day.....	1,408 50
One tinner at \$4 per day.....	1,252 00
One carriage blacksmith helper at \$3.20 per day.....	1,001 60
Three carriage painters at \$4 per day.....	3,380 40
Five house painters at \$4 per day.....	5,634 00
One carriage trimmer at \$4 per day.....	1,252 00
One clerk at repair shops.....	1,000 00
	<hr/>
	\$4,080,760 27

For repairs and renewals for wagons and harness replacement and keep of live stock, identification police telegraph, expenses, rents, repairs and renewals of equipment, hospital and ambulance service, secret service, printing and stationery, light and heat, and other miscellaneous expenses (to be expended for repairs to Lake street station \$1,500), for purchase of bullet proof cloth vests .....	\$ 176,000 00
Less income from other sources .....	176,000 00

## Municipal Lodging House.

Repairs, renewals and operations.....	\$ 4,500 00
Less income from other sources.....	4,500 00

## Dog Pounds.

For wages.....	\$ 10,440 00
Maintenance and supplies.....	960 00
Erection of new barn.....	3,000 00
	<hr/>
	\$ 14,400 00

Less income from other sources.....	14,400 00
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For the erection of a new station and purchase of a site for same for the Twenty-fifth Precinct.....	\$ 40,000 00
For the erection of a new station on site owned by the city at the Eighth Precinct.....	35,000 00
For the erection of a new station in Lake View on site already purchased.....	35,000 00
For the erection of a new station and purchase of site for same for the Eleventh Precinct.....	40,000 00

## POLICE DEPARTMENT—Continued.

For the erection of a new station on site owned by the city at the Forty-second Precinct.....	35,000 00	
For the erection of a new station on site already purchased for the Thirty-ninth Precinct.....	35,000 00	
For the erection of a barn and purchase of site for same for Thirty-first Precinct.....	2,000 00	
To remodel the Nineteenth Precinct barn so as to accommodate the ambulance and wagon.....	2,000 00	
To purchase lot and erection of station house thereon in the vicinity of Twelfth Street and Fortieth Avenue	35,000 00	
For erection of new house at the Attrill Street Station..	30,000 00	
For erection of house and purchase of site near One Hundred Sixth Street and Green Bay Avenue.....	10,000 00	
For rent of temporary quarters near One Hundred Sixth Street and Green Bay Avenue.....	1,500 00	
For erection of new station house at Seventy-fifth Street and Dobson Avenue.....	10,000 00	
Lot for Juvenile Court building.....	20,000 00	
For Juvenile Court Committee.....	2,000 00	
		\$ 332,500 00
Less income from other sources.....		332,500 00
Bills of:		
Englewood Hospital and Training School..\$	200 00	
Thomas C. Egan.....	10 00	
E. S. Murray.....	64 25	
George M. Clark & Co.....	13 20	
A. G. Spaulding & Bro.....	15 00	
A. G. Spaulding & Bro.....	14 00	
Luke O'Toole.....	180 00	
Kellogg, Mackay, Cameron Co.....	98	
A. L. Jones.....	39 50	
George E. Watson Co.....	1 00	
Northwestern Gas Light and Coke Co....	7 00	
H. M. Hooker Co.....	6 56	
Chicago Telephone Co.....	83 19	
Chicago Suburban W. & L. Co.....	65 70	
House of Correction.....	25 00	
Thomas J. Kelly.....	100 00	
W. D. Kerfoot & Co.....	195 00	
John King.....	4 34	
Central Electric Co.....	26 52	
U. S. Blue Print Paper Co.....	25 80	

## POLICE DEPARTMENT—Continued.

U. S. Blue Print Paper Co.....	1 53	
Mitchell Dairy Co.....	7 75	
Peoples Gas Light & Coke Co.....	911 20	
Mary O'Grady.....	9 67	
Chicago Edison Co.....	11 50	
	<hr/>	\$
		2,018 69
Less income from other sources.....		2,018 69

## POLICE AND JUSTICE COURTS.....[\$120,300 00]

Justice First District Court, No. 1.....	\$	5,400 00
Justice First District Court, No. 2.....		5,400 00
Justice Second District Court, No. 1.....		4,500 00
Justice Second District Court, No. 2.....		4,500 00
Justice Third District Court, No. 1.....		4,500 00
Justice Third District Court, No. 2.....		4,500 00
Justice Fourth District Court, No. 1.....		4,500 00
Justice Fourth District Court, No. 2.....		4,500 00
Justice Fifth District Court.....		4,500 00
Justice Sixth District Court, No. 1.....		4,000 00
Justice Sixth District Court, No. 2.....		4,000 00
Justice Seventh District Court, No. 1.....		4,000 00
Justice Seventh District Court, No. 2.....		3,000 00
Justice Eighth District Court.....		4,000 00
Justice Ninth District Court.....		2,500 00
Justice Tenth District Court.....		3,000 00
Justice Eleventh District Court.....		2,500 00
Justice Twelfth District Court.....		4,500 00
Clerk First District Court, No. 1.....		1,350 00
Clerk First District Court, No. 1.....		900 00
Clerk First District Court, No. 2.....		1,200 00
Clerk First District Court, No. 2.....		900 00
Clerk Second District Court, No. 1.....		1,080 00
Clerk Second District Court, No. 2.....		1,000 00
Clerk Third District Court, No. 1.....		1,175 00
Clerk Third District Court, No. 2.....		1,175 00
Clerk Fourth District Court, No. 1.....		1,080 00
Clerk Fourth District Court, No. 2.....		1,000 00
Clerk Fifth District Court.....		1,080 00
Clerk Sixth District Court, No. 1.....		1,080 00
Clerk Sixth District Court, No. 2.....		1,080 00
Clerk Seventh District Court, No. 1.....		1,000 00
Clerk Seventh District Court, No. 2.....		900 00



## POLICE AND JUSTICE COURTS—Continued.

Clerk Eighth District Court.....	900 00
Clerk Ninth District Court.....	900 00
Clerk Tenth District Court.....	900 00
Clerk Eleventh District Court.....	900 00
Clerk Twelfth District Court.....	900 00
Bailiff First District.....	1,000 00
Bailiff First District.....	1,000 00
Bailiff Second District.....	1,000 00
Bailiff Second District.....	1,000 00
Bailiff Third District.....	1,000 00
Bailiff Third District.....	1,000 00
Bailiff Fourth District.....	1,000 00
Bailiff Fourth District.....	1,000 00
Bailiff Fifth District.....	1,000 00
Bailiff Sixth District.....	1,000 00
Bailiff Sixth District.....	1,000 00
Bailiff Seventh District.....	1,000 00
Bailiff Seventh District.....	1,000 00
Bailiff Eighth District.....	1,000 00
Bailiff Ninth District.....	1,000 00
Bailiff Tenth District.....	1,000 00
Bailiff Eleventh District.....	1,000 00
Bailiff Twelfth District.....	1,000 00

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\$ 112,300 00

For costs of justices of the peace, jurors' and constables'  
fees, fuel, books, stationery, repairs and cleaning in  
the several districts of the city.....\$ 8,000 00

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Less income from other sources.....\$ 120,300 00

## MUNICIPAL COURTS.

Salaries of twenty-eight judges.....	\$ 169,500 00
Compensation of outside judges.....	10,000 00
Salary of clerk.....	5,000 00
Salary of bailiff.....	5,000 00
Salary of chief deputy clerk.....	2,500 00
Salary of chief deputy bailiff.....	2,500 00
Salaries of ten deputy clerks at \$1,800.....	18,000 00
Salaries of twenty deputy clerks at \$1,500.....	30,000 00
Salaries of twenty deputy clerks at \$1,200.....	24,000 00
Salaries of thirty deputy clerks at \$1,000.....	30,000 00
Salaries of five bailiffs at \$1,800.....	9,000 00

## MUNICIPAL COURTS—Continued.

Salaries of five bailiffs at \$1,500.....	7,500 00	
Salaries of thirty bailiffs at \$1,200.....	36,000 00	
Salaries of seventy bailiffs at \$1,000.....	70,000 00	
Jurors' fees.....	25,000 00	
Stationery .....	10,000 00	
Contingent fund.....	10,000 00	
For preliminary work necessary to setting the courts in motion (this item to be expended under the direction of the City Comptroller).....	10,000 00	
For rent of courts.....	10,000 00	
	<hr/>	
	\$ 484,000 00	
For month of December.....		40,333 33
For preliminary work necessary to setting the courts in " motion (this item to be expended under the direction of the City Comptroller).....		20,000 00
		<hr/>
		\$ 60,333 33
Less income from other sources.....		60,333 33

## 20—HOUSE OF CORRECTION.....[\$284,235 43]

(Less amount of earnings of the Institution.)

For maintenance of House of Correction and John Worthy School.....	\$ 246,500 00	
Unpaid bills.....	9,143 66	
Repairs and alterations.....	10,000 00	
New work.....	10,000 00	
Machinery supplies.....	5,000 00	
Furnishing new woman's building.....	3,500 00	
Bill of Wm. Kuechen Co.....	91 77	
Less Income from other sources.....	\$ 284,235 43	

## 23—FIRE DEPARTMENT .....[\$2,788,803 15]

One fire marshal.....	\$ 6,000 00	
One first assistant fire marshal.....	4,500 00	
One second assistant fire marshal.....	4,000 00	
One third assistant fire marshal.....	3,500 00	
One secretary.....	2,400 00	
One chief clerk and bookkeeper.....	2,200 00	
One clerk and storekeeper.....	1,800 00	
One clerk and stenographer.....	1,500 00	
One superintendent of horses (including medicines).....	2,400 00	

## FIRE DEPARTMENT—Continued.

## TAX LEVY.

Eighteen chiefs of battalion at \$2,750 each.....	49,500 00
One hundred twenty-four captains at \$1,650 each for 11 months and at \$1,815 for 1 month.....	206,305 00
One hundred thirty lieutenants at \$1,390 each for 11 months and at \$1,529 for 1 month.....	182,205 84
One hundred six engineers at \$1,380 each for 11 months and at \$1,518 for 1 month.....	147,499 00
One hundred assistant engineers at \$1,150 each for 11 months and at \$1,265 for 1 month.....	115,958 33
Twelve stokers at \$1,150 each for 11 months and at \$1,265 for 1 month.....	13,915 00
Six hundred fifty pipemen, truckmen and drivers, 1st class, at \$1,134 each for 11 months and \$1,247 for 1 month.....	743,220 83
One hundred pipemen, truckmen and drivers, 2d class, at \$1,050 each for 11 months and at \$1,155 for 1 month.....	105,875 00
Fifty pipemen, truckmen and drivers, 3d class, at \$960 each for 11 months and at \$1,056 for 1 month.....	48,400 00
Twenty-five pipemen, truckmen and drivers, 4th class, at \$840 each for 11 months and at \$924 for 1 month...	21,175 00
Ten pilots at \$1,300 each for 11 months and at \$1,430 for 1 month.....	13,108 34
Two hostlers at \$900 each for 11 months and at \$990 for 1 month .....	1,815 00
One hundred thirty-nine pipemen, truckmen and drivers at \$840 for 9 months.....	87,570 00
	<hr/> \$1,764,847 34

## AA—FIRE ALARM TELEGRAPH.

## Main office:

One superintendent of construction.....\$	2,500 00
Three operators at \$1,700 each.....	5,100 00
Three assistant operators at \$1,400 each...	4,200 00
One assistant operator.....	1,320 00
One repairer.....	1,000 00
One chief of electrical repair shop.....	2,500 00
	<hr/> \$ 16,620 00

## Branch office:

One assistant chief operator.....\$	2,500 00
Three operators at \$1,700 each.....	5,100 00
Three assistant operators at \$1,400 each...	4,200 00

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\$ 11,800 00

## FIRE DEPARTMENT—Continued.

## REPAIR SHOP.

One superintendent of machinery at \$1,500.....\$ ,	1,500 00
One machinist at \$114 per month.....	1,368 00
Five machinists at \$4 per diem, 313 days.....	6,260 00
One assistant engineer at \$75 per month.....	900 00
Three blacksmiths at \$4 per diem, 313 days.....	3,756 00
Three blacksmith's helpers at \$3.20 per diem, 313 days..	3,004 80
One boilermaker at \$4 per diem, 313 days.....	1,252 00
One helper at \$2.25 per diem, 365 days.....	821 25
One helper at \$2.25 per diem, 313 days.....	704 25
One brass finisher at \$4 per diem, 313 days.....	1,252 00
One moulder at \$3 per diem, 313 days.....	939 00
One engineer at \$91.25 per month.....	1,095 00
Three painters at \$4 per diem, 313 days.....	3,756 40
One steamfitter at \$4.50 per diem, 313 days.....	1,408 50
One carpenter and caulker at \$4 per diem, 313 days.....	1,252 00
Two wheelwrights at \$4 per diem, 313 days.....	2,504 00
One driver at \$1,134 per annum.....	1,134 00
Three fitters at \$3.50 per diem, 313 days.....	3,286 50
Two woodworkers at \$4 per diem, 313 days.....	2,504 00
One plumber at \$4.50 per diem, 313 days.....	1,408 50
Two harnessmakers at \$3.60 per diem, 313 days.....	2,253 60
One laborer at \$2.25 per diem, 313 days.....	704 25
One clerk at \$900 per annum.....	900 00
One bricklayer at 63 cents per hour, 210 days.....	1,058 40
One plasterer at 52 cents per hour, 210 days.....	873 60
Four carpenters at 50 cents per hour, 210 days.....	3,360 00
Four house painters at 45 cents per hour, 210 days.....	3,024 00
	<hr/>
	\$ 51,904 05
Material .....	20,000 00

## REPAIRS OF BUILDINGS AND FIRE BOATS.

For repairs, alterations, painting and calcimining department buildings and fire boats.....\$ 50,000 00

## MISCELLANEOUS SUPPLIES.

Chemicals .....	\$ 5,000 00
Fuel, for engines.....	35,000 00
Fuel, light and heat.....	48,000 00
Furniture and bedding.....	10,000 00
Harness .....	6,000 00

## FIRE DEPARTMENT—Continued.

Horses .....	25,000 00
Horse feed, horse shoeing.....	105,000 00
Hose and couplings.....	50,000 00
Oil, lubricating.....	2,000 00
Stationery and printing.....	5,000 00
Miscellaneous .....	10,000 00
	<hr/> \$ 301,000 00

## RENT.

Quarters Engine Co. No. 32 and Hook and Ladder Co. No. 9.....	\$ 3,480 00
Taxes for quarters Engine Co. No. 32 and Hook and Ladder Co. No. 9.....	2,800 00
Quarters Engine Co. No. 10 and Hook and Ladder Co. No. 1.....	1,456 08
Quarters Hook and Ladder Co. No. 10, 3 months at \$100 per month.....	300 00
Quarters Engine Co. No. 84.....	780 00
Quarters Engine Co. No. 71, "fire boat"....	360 00
Quarters Engine Company No. 53.....	1 00
Quarters Engine Co. No. 59.....	1 00
Quarters Volunteer Company, Norwood Park	120 00
Quarters Volunteer Company, Riverdale....	240 00
Quarters Volunteer Company, Clarkdale....	60 00
Lot, Engine Co. No. 82.....	60 00
	<hr/> \$ 9,658 08
Contingent fund.....	1,200 00

NEW BUILDINGS, REAL ESTATE, APPARATUS AND EQUIPMENT OF  
COMPANIES.

For equipment of engine and hook and ladder  
companies at 14th street and Michigan  
avenue, in quarters now ready for occu-  
pancy:

Steam fire engine and heater.....	\$ 5,000 00
Hose wagon.....	500 00
Chemical engine.....	1,500 00
Hose .....	1,200 00
Seven horses and harness.....	1,800 00
Furniture and bedding.....	1,200 00
Fuel, light, horsefeed and shoeing.....	600 00
Salaries, 26 men, 6 months.....	12,000 00

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\$ 23,800 00

## FIRE DEPARTMENT—Continued.

For equipment of hook and ladder company  
at Nos. 6017-19 State street, in quarters  
now ready for occupancy:

Chemical engine.....	\$ 1,500 00	
Hose .....	150 00	
Four horses and harness.....	1,000 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 11 men, 6 months.....	5,200 00	
	<hr/>	\$ 8,750 00

For equipment of engine company at the S.  
W. corner of Diversey and Fairfield ave-  
nues, in quarters now ready for occu-  
pancy:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 9 men, 6 months.....	4,800 00	
	<hr/>	\$ 13,100 00

For equipment of hook and ladder company  
at Nos. 817-19 Rosemont avenue, in quar-  
ters now ready for occupancy, to be  
known as Hook and Ladder Co. No. 25,  
said company to be removed from No.  
4874 N. Clark street, Rogers Park:

Truck equipped.....	\$ 4,500 00	
Three horses and harness.....	700 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 4 additional men, 6 months.....	2,100 00	
	<hr/>	\$ 8,200 00

For equipment of engine company at No. 1243  
W. 13th street, in quarters now ready  
for occupancy:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	500 00	

## FIRE DEPARTMENT—Continued.

Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 9 men, 6 months.....	4,800 00	
		\$ 13,100 00

For equipment of engine company at Laffin  
and Harrison streets, in quarters now  
ready for occupancy:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 12 men, 6 months.....	6,000 00	
		\$ 14,300 00

For equipment of engine company at No. 1635  
W. 69th street, in quarters now ready  
for occupancy:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	500 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 9 men, 6 months.....	4,800 00	
		\$ 13,100 00

For equipment of engine company in connec-  
tion with hook and ladder company No.  
23, in new quarters now ready for occu-  
pancy at Nos. 3036-38 Our street, Jeffer-  
son Park:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	600 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 10 additional men, 6 months....	5,200 00	
		\$ 13,600 00

For equipment of engine company in quar-  
ters now occupied by Hook and Ladder  
Company No. 25, at No. 4874 N. Clark  
street, present company to be removed to  
Nos. 817-19 Rosemont avenue:

## FIRE DEPARTMENT—Continued.

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	300 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 8 men 6 months.....	4,400 00	
	<hr/>	\$ 12,500 00

For equipment of engine company at No.  
13359 Superior avenue, Hegewisch, to  
take the place of hose company now lo-  
cated there:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	300 00	
Fuel, light, horse feed and shoeing.....	400 00	
Salaries, 5 additional men, 6 months.....	3,000 00	
	<hr/>	\$ 11,100 00

For equipment of engine company in quar-  
ters now occupied by hose company  
known as Engine Co. No. 88, at No.  
3600 W. 60th street:

Steam fire engine and heater.....	\$ 5,000 00	
Hose wagon.....	500 00	
Three horses and harness.....	700 00	
Hose .....	1,200 00	
Furniture and bedding.....	200 00	
Fuel, light, horse feed and shoeing.....	300 00	
Salaries, 3 additional men, 6 months.....	1,700 00	
	<hr/>	\$ 9,600 00

For equipment of hook and ladder company in the vicinity  
of Forty-third Street and Ashland Avenue:

Lot .....	\$ 3,000 00	
Two-story brick house.....	14,000 00	

For equipment of engine company at northwest corner  
West Twenty-fourth and Whipple Streets, on lot  
owned by the city:

Two-story brick house.....	24,000 00	
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For equipment of engine company at Nos. 814-16 West  
Erie Street, on lot owned by the city:



## FIRE DEPARTMENT—Continued.

Two-story brick house.....	14,000 00
For extra engine company equipped in quarters of Engine Co. No. 51, Englewood:	
Steam fire engine and heater.....\$	5,000 00
Hose wagon.....	500 00
Three horses and harness.....	700 00
Hose .....	1,200 00
Furniture and bedding.....	300 00
Fuel, light, horsefeed and shoeing.....	400 00
Salaries, 8 men, 6 months.....	4,400 00
	<hr/>
	12,500 00
For engine company equipped at Clarkdale:	
Lot .....	\$ 2,000 00
Two-story brick house.....	14,000 00
For engine company equipped at Norwood Park:	
Lot .....	2,000 00
Two-story brick house.....	14,000 00
For two-story brick house at Byron Street and Hermitage Avenue, on lot owned by the city.....	14,000 00
For two-story brick house at No. 5,220 South Western Avenue, on lot owned by the city.....	14,000 00
For two-story brick house at Nos. 1031-33 West Fullerton Avenue, on lot owned by the city.....	14,000 00
For two-story brick house at Commercial and Baltimore Avenue, on lot owned by the city, to be occupied by Engine Co. No. 87.....	14,000 00
For two-story brick house at Nos. 5600-2 Emerald Avenue, on lot owned by the city, to be occupied by Engine Co. No. 84, now in leased quarters at No. 5623 South Halsted Street.....	14,000 00
For two-story brick house at Sixty-ninth Street and Indiana Avenue, on lot owned by the city.....	14,000 00
For purchase of lot and building of house in vicinity of Fifty-second and Chicago Avenues:	
Lot .....	2,000 00
Two-story brick house.....	14,000 00
For two-story brick house at Lexington Street and South Forty-seventh avenue, on lot owned by the city....	14,000 00
For two-story brick house at North Washtenaw and Wabansia avenues, on lot owned by the city.....	14,000 00
For additional amount to purchase lot at Ninety-second Street bridge, South Chicago, for quarters for crew of	

## FIRE DEPARTMENT—Continued.

fire boat "Yosemite".....	15,000 00
For new quarters for Hook and Ladder Co. No. 22, at Winnemac and Hermitage Avenues, said company to be removed from Nos. 130-2 West Foster Avenue:	
Two-story brick house.....	14,000 00
For new steel boat to replace fire boat "Fire Queen," said boat being worn out and unfit for efficient service..	100,000 00
For two first-class steam fire engines to take the place of combination engines in service in Engine Cos. Nos. 83 and 86, said combination engines to be installed at Clarkdale and Norwood Park respectively, at \$5,000 each .....	10,000 00
For one extra first-class boiler for Engine No. 21, to replace old one worn out in the service.....	1,200 00
For four second class boilers to replace old ones worn out in the service, at \$700 each.....	2,800 00
For repairs and alterations to three aerial hook and ladder trucks and equipping same with quick raising devices at \$2,500 each.....	7,500 00
For repairs and alterations.....	40,000 00
Removal of house now occupied by Engine Co. No. 58 to new site for fireboat "South Chicago".....	1,200 00
Purchase of one automobile.....	1,000 00
Bills of:	
Jones, Coates & Bailey.....\$	27 72
Kelly, Maus & Co.....	15 46
Chicago Screw Co.....	4 50
	<hr/> \$ 47 68
	<hr/> —1,023,955 81
Less income from other sources.....	1,023,955 81

## 24—DEPARTMENT OF BUILDINGS.....[\$ 86,915 70]

One commissioner.....\$	5,000 00
One deputy commissioner .....	3,600 00
One assistant deputy commissioner.....	1,800 00
One secretary.....	1,800 00
One architectural engineer.....	2,400 00
One chief building inspector.....	1,800 00
One chief elevator inspector.....	1,500 00
One examiner of plans.....	1,500 00
One chief permit clerk.....	1,350 00

## DEPARTMENT OF BUILDINGS—Continued.

One chief elevator clerk.....	1,200 00
One record and file clerk.....	1,000 00
One record clerk.....	1,000 00
One permit clerk.....	1,000 00
Two clerks at \$1,000.....	2,000 00
One stenographer and clerk.....	900 00
One messenger.....	600 00
One structural iron inspector (including transportation) ..	1,380 00
One fire escape inspector (including transportation).....	1,380 00
Twenty-nine building inspectors (including transportation) at \$1,380.....	40,020 00
Ten elevator inspectors at \$1,200.....	12,000 00
Stationery, stamps, office furniture, etc.....	2,781 02
Street car transportation.....	800 00
Bills of:	
Department of Supplies.....\$	88 98
S. D. Childs & Co., \$4.00, \$1.70, \$4.00, \$6.00	15 70
	<hr/> 104 68

Less income from other sources.....\$ 86,915 70

**32—HEALTH DEPARTMENT** ..... [**\$457,645 05**]

## OFFICE OF THE COMMISSIONER.

Commissioner .....	\$ 5,000 00
Assistant commissioner.....	3,600 00
One secretary .....	3,000 00
One assistant secretary.....	1,600 00
One clerk.....	900 00
Two stenographers and clerks at \$900.....	1,800 00
One messenger.....	800 00
One superintendent night scavenger service..	1,000 00
	<hr/> \$ 17,700 00

## DIVISION OF CONTAGIOUS DISEASES.

Chief medical inspector.....\$	2,500 00
One assistant chief medical inspector.....	1,500 00
One medical inspector for hospitals.....	1,800 00
Nine medical inspectors at \$900.....	8,100 00
Ten medical inspectors for three months....	2,250 00
Two antitoxin administrators at \$1,000....	2,000 00
One medical inspector for municipal lodging house .....	900 00
One chief of disinfectors.....	1,800 00

## HEALTH DEPARTMENT—Continued.

Fifteen disinfectors at \$1,000.....	15,000 00	
Five disinfectors for three months.....	1,250 00	
Contagious disease night clerk.....	900 00	
	<hr/>	\$ 38,000 00

## BUREAU OF VITAL STATISTICS.

Registrar of vital statistics.....	\$ 2,500 00	
Assistant to registrar and disinfecter.....	2,000 00	
Recorder of deaths.....	2,000 00	
Assistant recorder of deaths.....	1,000 00	
One clerk, recorder of births.....	1,200 00	
Burial permit clerk.....	1,200 00	
	<hr/>	\$ 9,900 00

## ISOLATION HOSPITAL.

Superintendent .....	\$ 1,000 00	
Eight nurses at \$800.....	6,400 00	
Four helpers at \$360.....	1,440 00	
One laborer.....	900 00	
Engineer .....	1,500 00	
Assistant engineer.....	1,200 00	
Two firemen at \$900.....	1,800 00	
One fireman for eight months.....	600 00	
One resident physician for six months.....	900 00	
Three helpers for six months.....	540 00	
One telephone clerk and chemist for six months .....	450 00	
	<hr/>	\$ 16,730 00

## AMBULANCE BARN.

Foreman .....	\$ 1,000 00	
Barnman .....	900 00	
Two drivers at \$900.....	1,800 00	
Engineer fumigating van.....	1,000 00	
	<hr/>	4,700 00

## PUBLIC BATHS.

Ten superintendents at \$1,000.....	\$ 10,000 00	
Ten assistants and firemen at \$900.....	9,000 00	
Fourteen women helpers at \$600.....	8,400 00	
Six women helpers for 8 months.....	2,400 00	
One attendant, 14th St. pumping station....	900 00	
One attendant, 22d St. pumping station....	900 00	
	<hr/>	31,600 00

## HEALTH DEPARTMENT—Continued.

## ICE, MILK, MEAT AND FOOD INSPECTION.

TAX LEVY.

Four ice inspectors at \$900.....	\$	3,600 00
Ten milk inspectors at \$1,000.....		10,000 00
Two milk testers at \$900.....		1,800 00
Six dairy inspectors at \$1,000.....		6,000 00
One disinfecter of dairies.....		1,200 00
Fifteen meat and food inspectors at \$1,000.		15,000 00
One chief fish inspector at \$2,000.....		2,000 00
	\$	39,600 00

## BUREAU OF SANITARY INSPECTION.

Chief sanitary inspector .....	\$	2,500 00
Assistant chief sanitary inspector.....		1,800 00
One inspector of plans .....		1,000 00
One inspection fee clerk (10 mos. at \$900) ..		750 00
One clerk record of plans.....		900 00
One division clerk.....		1,200 00
Two general clerks (9 months at \$900)....		1,350 00
One stenographer.....		900 00
Three rendering plant inspectors at \$1,200		3,600 00
Seventeen plumbing inspectors at \$1,404....		23,868 00
Ten male sanitary inspectors at \$1,000.....		10,000 00
Four female tenement inspectors at \$900....		3,600 00
	\$	51,468 00

## BOARD OF PLUMBERS' EXAMINERS.

Two examiners.....	\$	3,000 00
One secretary.....		1,500 00
	\$	4,500 00

## LABORATORY.

Superintendent and bacteriologist.....	\$	2,000 00
First assistant bacteriologist.....		1,200 00
Second assistant bacteriologist.....		1,000 00
Chief chemist.....		1,500 00
Three assistant chemists at \$1,200.....		3,600 00
Two assistant chemists at \$1,000.....		2,000 00
Chief clerk.....		1,200 00
Two clerks at \$900.....		1,800 00
Stenographer and clerk.....		900 00
Messenger .....		720 00
One laborer at \$720.....		720 00
One chemist's helper.....		900 00
	\$	17,540 00

## HEALTH DEPARTMENT—Continued.

## MISCELLANEOUS FUNDS.

Vaccination, material and service diphtheria, antitoxin, and material for disinfection, (fund 25B). Coal, food and other supplies, (fund 25D). Repairs, isolation hospital, (fund 25E). Repairs and renewals, ambulance service, (fund 25G). Live stock, replacement and keep, (fund 25H). Repairs and renewals, public baths, (fund 25J). Other supplies, public baths, (fund 25 K). Drugs and appliances, (fund 25M). Stationery and printing, (fund 25N). Postage, telephone service and other supplies, (fund 25O ). Repairs and renewals, (fund 25P). Supplies for laboratory, (fund 25U). Repairs and renewals, laboratory, (fund 25V). . . . .		\$ 50,000 00	
Rent of laboratory . . . . .		4,500 00	
Rent night soil plant . . . . .		1,500 00	
Power and steam for laboratory . . . . .		540 00	
			\$ 56,540 00
Extension of power plant at Isolation Hospital . . . . .			
	\$ 8,000 00		
To complete Fifth Ward free public bath . . .	1,500 00		
To complete Fourteenth Ward free public bath	500 00		
To complete Seventeenth Ward free public bath . . . . .	2,000 00		
Street car and railroad transportation . . . .	3,000 00		
		\$ 15,000 00	
For public bath in Thirtieth Ward, including lot . . . . .		15,000 00	
For public bath in Tenth Ward, including lot . . . . .		15,000 00	
For public bath in Ninth Ward, including lot . . . . .		15,000 00	
For the construction or purchase of a plant for the disposal of night soil, rent of site and cost of maintenance (this item to be expended only upon the further order of City Council) . . . . .		70,000 00	
Twenty drivers at \$60 per month for 6 months . . . . .		7,200 00	
Twenty helpers at \$60 per month for 6 months . . . . .		7,200 00	
Feed, shoeing and care of horses . . . . .		4,800 00	
For equipment, including horses and wagons . . . . .		20,000 00	

## HEALTH DEPARTMENT—Continued.

## Bills of:

P. Noonan.....	\$ 35 00	
Munsell Publishing Co.....	15 00	
Peter Smith & Co.....	4 90	
Moxley Livery Co.....	22.50	
McEwen Building and Mfg. Co.....	55 00	
Garden City Shade Co.....	5 75	
Dr. John A. Riley.....	28 90	
	<hr/>	\$ 167 05

\$ 225,907 05

Less income from other sources..... 225,907 05

**26—CITY PHYSICIAN** ..... [\$ 4,230 00]

City physician .....	\$ 2,750 00	
Assistant city physician .....	1,350 00	
Postage and stationery .....	55 00	
Copyist and stenographer .....	75 00	
Less income from other sources.....	\$	4,230 00

**27—DEPARTMENT OF TRACK ELEVATION**..... [\$ 5,800 00]

Track elevation expert.....	\$ 4,000 00	
Secretary and stenographer .....	1,200 00	
Miscellaneous .....	600 00	
Less income from other sources.....	\$	5,800 00

## DEPARTMENT OF INSPECTION OF STEAM BOILERS

## AND STEAM PLANTS.

[\$49,600 00]

Chief inspector of steam boilers and steam plants .....	\$ 3,600 00
Supervising mechanical engineer and chief deputy inspector .....	3,000 00
Chief smoke inspector .....	2,400 00
One chief clerk .....	1,500 00
One assistant chief clerk .....	1,200 00
One clerk .....	1,000 00
One clerk .....	1,000 00
One clerk .....	900 00
One clerk .....	900 00
One stenographer and clerk .....	1,000 00
One deputy boiler inspector .....	1,500 00
Eight boiler inspectors (\$1,200 each).....	9,600 00
Ten boiler helpers at \$75 per month.....	9,000 00

## DEPARTMENT OF INSPECTION—Continued.

Six smoke inspectors (\$1,000 each) .....	6,000 00	
Extra salary for boiler inspectors and help- ers for Sunday inspections .....	1,000 00	
		\$ 43,600 00
Boarding horses .....	1,680 00	
Wagons and repairs on same .....	450 00	
Harness and repairs on same .....	100 00	
Horse shoeing .....	336 00	
Pumps, repairs on same and replacing worn out parts .....	100 00	
Hose and clamps .....	30 00	
Steam gauges and repairs on same .....	30 00	
Wrenches, torches and other tools .....	40 00	
Postage .....	1,000 00	
Telephones .....	330 00	
Towel supply .....	12 00	
Stationery and printing .....	1,000 00	
Replacing horses .....	350 00	
Miscellaneous .....	542 00	
		6,000 00
Less income from other sources .....		\$ 49,600 00

**29—CITY SEALER'S OFFICE** ..... [**\$ 20,287 30**]

City sealer .....	\$ 3,000 00	
Chief deputy sealer .....	1,650 00	
One attorney .....	1,200 00	
Three deputy sealers (\$1,100 each) .....	3,300 00	
Six deputy sealers (\$924 each) .....	5,544 00	
Four deputy sealers, 9 mos., at \$70 per mo. .	2,520 00	
		\$ 17,214 00
One horse .....	\$ 175 00	
One wagon .....	150 00	
One harness, blankets, nets, etc. ....	60 00	
Five horses' board .....	1,140 00	
Five horses' shoeing .....	285 00	
Repairs, wagons, harness, weights, scales, etc.	261 00	
Stationery, postage and office supplies .....	300 00	
Steel stamps and labels .....	25 00	
Printing office ordinances .....	50 00	
Telephones .....	165 00	
Street and railroad fares .....	375 00	
Bill for comptroller's fiscal stationery .....	65 80	
Bill for employees' street car transportation	21 50	
		\$ 3,073 30
Less income from other sources .....		\$ 20,287 30



**BOARD OF EXAMINING ENGINEERS.....[\$ 11,645 00]****A—SALARIES—**

President and member.....	\$ 2,000 00	
Vice-President and member.....	2,000 00	
Secretary and member.....	2,000 00	
Inspector .....	1,200 00	
Inspector .....	1,200 00	
Inspector .....	1,200 00	
Chief clerk and inspector .....	1,200 00	
Less income from other sources.....	\$	11,645 00

**30—HOSPITALS .....[\$ 15,000 00]**

Chicago City Infants' Hospital .....\$ 12,000 00

For supplies and maintenance in the reception and care of abandoned and destitute children, not including salaries.

Home for destitute crippled children..... 3,000 00

Less income from other sources.....\$ 15,000 00

**DEPARTMENT OF PUBLIC WORKS.****COMMISSIONER OF PUBLIC WORKS.***(Ten per cent of office salaries, etc.)*

Commissioner .....	\$ 600 00	
Deputy commissioner .....	360 00	
Chief accountant .....	225 00	
Voucher clerk .....	120 00	
Bookkeeper .....	150 00	
Time keeper and vault clerk.....	180 00	
Auditing clerk .....	100 00	
Clerk .....	108 00	
Messenger .....	60 00	
Private secretary and stenographer.....	180 00	
Printing annual report, stationery, office expense, etc. ....	450 00	
Extra work for regular employees.....	50 00	
	<hr/>	\$ 2,583 00

See appropriation under Water Fund for the balance on account of the above items.

For the settlement of damage claims arising from the removal of Western avenue and Ashland avenue viaducts, in accordance

## COMMISSIONER OF PUBLIC WORKS—Continued.

with the report of appraisers, on file in office of Commissioner of Public Works..\$	62,957 48
Daniel Murphy, for settlement of damage to property at southwest corner of Cly- bourn and Ashland avenues.....	2,500 00
Bills of:	
Department of supplies, \$6.13, \$6.75, \$199.39 .....	212 27
Max Stern & Co.....	7 00
Fred Kaltenbach .....	29 00
Chicago Telephone Co., \$33.75, \$33.75....	67 50
	<hr/> \$ 315 77
	\$ 2,898 77
Less income from other sources.....	2,898 77

## BUREAU OF STREETS.

## OFFICE EXPENSES.

Superintendent of streets (including trans- portation) .....	\$ 4,700 00
Assistant superintendent of streets (includ- ing transportation) .....	2,600 00
Assistant superintendent of streets, in charge of street and alley cleaning (including transportation) .....	3,840 00
Clerk for street and alley cleaning.....	1,500 00
Clerk and general timekeeper.....	1,350 00
Complaint clerk.....	1,150 00
Index clerk .....	1,080 00
Bill clerk .....	1,100 00
House moving inspector (with transporta- tion).....	1,500 00
Stenographer and clerk.....	1,200 00
Messenger street department .....	600 00
Seven inspectors street openings and obstruc- tions at \$900 each.....	6,300 00
Office expenses, stationery, printing, postage, etc. ....	1,500 00
Thirty-six (36) ward superintendents at \$1,800 each (including transportation). ..	64,800 00
Rental of ward yards.....	10,000 00
	<hr/> \$ 103,220 00
Less income from other sources.....	103,220 00

## BUREAU OF STREETS—Continued.

## SPECIAL APPROPRIATIONS.

One general corporation inspector in charge at \$2,000 per year and eleven general corporation inspectors, together with six (6) extra inspectors, also sub-corporation inspectors (the expenditures under this item not to exceed the receipts).....\$	35,000 00
For restoration of streets, where excavations have been made by plumbers, sewer builders, etc., etc.....	40,000 00
For engineer steam roller .....	900 00
For watchman steam roller .....	730 00
For repairing right of way where obligations are on traction and railroad companies..	10,000 00
For snow dump repairs to be expended as ordered by the Commissioner of Public Works .....	5,000 00
For removal of snow 1st ward.....	25,000 00
For the maintenance and construction of dumps. This item includes the salary of foreman of dumps, at \$1,800 per annum (including transportation).....	50,000 00
For amount due the Citizens' Clean Street Association for cleaning streets in loop district .....	36,000 00
For paving 57th street from the west line of the right of way of the Illinois Central R. R. to the east line of the right of way of Ill. Cent. R. R.....	1,875 00
For repairs of asphalt streets outside of contract reservations .....	50,000 00
For repairs of macadam streets outside of contract reservations, the necessary stone to be purchased from the House of Correction .....	35,000 00
For repairing and ditching Lincoln avenue, from Balmoral to city limits.....	812 50
For repairing and ditching Milwaukee avenue, from C. & N. W. R. R. to Lawrence avenue (27th ward).....	1,625 00
For repairing and ditching Grand avenue, from 51st avenue to city limits (27th ward) .....	650 00

## BUREAU OF STREETS—Continued.

For improving and maintaining Hegewisch road .....	975 00
For ditching in Thirty-third Ward.....	1,500 00
For repairing and ditching Norwood Park avenue, from Milwaukee avenue to the city limits (27th ward).....	650 00
For ditching in Twenty-sixth Ward.....	812 50
For ditching in Thirty-second Ward.....	1,500 00
For repairing and ditching Twenty-ninth Ward .....	1,800 00
For ditching Thirty-first Ward.....	2,000 00
For ditching Fifth Ward.....	1,500 00
For ditching Thirty-fourth Ward.....	800 00
For ditching Thirty-fifth Ward.....	1,500 00
Approaches to bridges at Canal street, Main street and Ashland avenue (West Fork)	28,530 00
Repairs to steam rollers.....	500 00
For cleaning right of way of street car companies, throughout the city, to be reimbursed by the different street railway companies .....	50,000 00
For bill, Wm. A. Sullivan.....	435 00
For repair of streets under reserve, where contractors refuse or neglect to make repairs after due notice. The amount expended to be recovered from contractors or their bondsmen.....	10,000 00
For repairing west approach to Harrison street viaduct, near Canal street.....	8,455 27
For the construction of highways and roadways, connecting with cemeteries and outlying towns.....	100,000 00
For repairs of subways and streets thereunder, when railroad companies refuse or neglect to do such work after due notice has been served.....	100,000 00
Repairs to asphalt pavement on West Adams street, from Centre avenue to Western avenue, per estimate of Board of Local Improvements .....	1,050 00
<hr/>	
	\$ 592,620 00
One automobile .....	\$ 3,500 00

## BUREAU OF STREETS—Continued.

One chauffeur and supplies .....	1,000 00	
	<hr/>	\$ 4,500 00
		<hr/>
		\$ 597,120 00
Less income from other sources .....	597,120 00	

## BUREAU OF COMPENSATION.

One chief clerk .....	\$ 1,750 00	
One clerk .....	900 00	
One stenographer .....	900 00	
	<hr/>	\$ 3,550 00
Less income from other sources .....		3,550 00

Bills of White River Lumber Co. .... 4 00

C. A. Esterquist for repairing road scrap-  
ers, etc. .... 23 05

## R. F. Conway Co.:

\$17.00,	\$14.00,	\$11.00,	\$17.00,	\$37.00	
\$11.00,	\$44.00,	\$20.00,	\$11.00,	\$9.00,	\$16.00,
\$84.47,	\$34.00,	\$14.00,	\$135.00,	\$11.00,	
\$28.00,	\$14.00,	\$7.00,	\$11.00,	\$14.00,	\$14.00,
\$20.00,	14.00,	\$22.00,	\$26.00,	\$13.00,	
\$33.00,	\$216.66,	\$94.87,	\$14.00,	\$39.00,	
\$26.00,	\$46.00,	\$11.00,	\$22.00,	\$29.00,	
\$14.00,	\$27.00,	\$11.00,	\$20.00,	\$23.00,	
\$26.00,	\$8.00,	\$11.00,	\$13.88,	\$14.88,	\$38.24,
\$14.00,	\$14.00,	\$107.00,	\$26.00,	\$26.00,	
\$21.00,	\$13.00,	\$17.00,	\$11.00,	\$11.00,	
\$11.00,	\$17.00,	\$8.00,	\$17.00,	\$11.00,	\$7.00,
\$24.00,	\$14.12,	\$11.00,	\$44.00,	\$11.00,	
\$14.00,	\$26.00,	\$32.00,	\$23.00,	\$17.00,	
\$43.00,	\$19.00,	\$36.00,	23.00,	\$22.00,	
\$17.00,	\$9.00,	\$8.00,	\$10.00,	\$5.86,	\$11.00,
\$116.00,	\$23.00,	\$8.00,	\$11.00,	\$11.00,	
\$11.00,	\$35.00,	\$14.00,	\$23.00,	\$11.00,	
\$17.00,	\$14.00,	\$11.00,	\$81.00,	\$7.00,	\$10.00,
\$14.00,	\$14.00,	\$8.00,	\$11.00,	\$11.00,	\$22.00
					2,640 98

John P. Dougherty (Council order Jan. 2,  
1906) ..... 731 61

Frank W. Solon (Council order Nov. 20,  
1905) ..... 536 77

## House of Correction:

\$234.50, \$183.50, \$389.50, \$333.50, \$419.50,

## BUREAU OF STREETS—Continued.

\$236.00, \$381.50, \$47.00, \$60.00, \$46.00,		
\$10.00, \$486.50, \$91.50, \$62.90.....	2,981	90
Leesley Bros., \$79.00, \$105.00, \$60.00, \$176.00	420	00
Garden City Sand Co.....	9	20
Standard Oil Co. ....	4	64
Merchants Roofing & Supply Co.....	1	50
W. J. Newman, asphalt repairs.....	15,728	88
Department of supplies, city collector:		
\$369.39, \$10.48, \$21.95, \$60.39, \$19.10,		
\$5.40 .....	486	71
	<hr/> \$	
Less income from other sources.....	23,569	24
	23,569	24
For removal and disposal of garbage, street and alley cleaning, repairing improved and unimproved streets, and sidewalk re- pairs (salaries of yardmen to be \$65 per month):		
Ward 1 .....	\$	124,000 00
Ward 2 .....		41,000 00
Ward 3 .....		41,000 00
Ward 4 .....		27,000 00
Ward 5 .....		24,200 00
Ward 6 .....		42,500 00
Ward 7 .....		42,500 00
Ward 8 .....		24,500 00
Ward 9 .....		25,300 00
Ward 10 .....		23,400 00
Ward 11 .....		23,000 00
Ward 12 .....		24,000 00
Ward 13 .....		28,400 00
Ward 14 .....		31,000 00
Ward 15 .....		27,000 00
Ward 16 .....		28,900 00
Ward 17 .....		31,000 00
Ward 18 .....		40,000 00
Ward 19 .....		35,000 00
Ward 20 .....		39,000 00
Ward 21 .....		41,000 00
Ward 22 .....		31,000 00
Ward 23 .....		29,000 00
Ward 24 .....		25,750 00
Ward 25 .....		41,000 00

## BUREAU OF STREETS—Continued.

TAX LEV

Ward 26 .....	30,000 00
Ward 27 .....	26,500 00
Ward 28 .....	28,000 00
Ward 29 .....	31,000 00
Ward 30 .....	31,500 00
Ward 31 .....	27,500 00
Ward 32 .....	32,500 00
Ward 33 .....	28,000 00
Ward 34 .....	22,000 00
Ward 35 .....	22,000 00

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 \$1,169,450 00

## BUREAU OF SEWERS.

## OFFICE.

Superintendent (including transportation)..\$	3,600 00
One assistant engineer (street, grades and benches) .....	2,000 00
One rodman.....	1,080 00
One stenographer and clerk.....	900 00
One clerk (payroll and voucher).....	1,350 00
One clerk (complaint) at \$1,350 (See Water Fund for balance).....	1,080 00
One draftsman.....	1,080 00
One chief mechanical engineer.....	1,500 00
Office expenses, stationery, etc.....	750 00
Street car transportation.....	1,700 00

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 \$ 15,040 00

## HOUSE DRAIN DIVISION.

One chief house drain Inspector.....\$	1,400 00
One clerk (location).....	1,200 00
One clerk (permit).....	1,000 00
One draftsman.....	1,080 00
Two junction setters (including transportation) .....	3,400 00
Twenty-four housedrain inspectors (\$90 per month) .....	25,920 00
Mason inspection.....	1,840 00
Maps, atlases, etc.....	500 00

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 \$ 36,340 00

## BUREAU OF SEWERS—Continued.

## SEWAGE PUMPING STATIONS, WOODLAWN PUMPING STATION.

	Six months.
One engineer at \$101.25 per month.....\$	607 50
Two assistant engineers at \$91.25 per month	1,095 00
Three firemen at \$75 per month each.....	1,350 00
Coal, 1,274 tons.....	3,600 00
Supplies, etc.....	600 00
Repairs and renewals.....	1,700 00
	<hr/> \$ 8,952 50

## SEVENTIETH ST. PUMPING STATION.

	Six Months.
One engineer at \$101.25 per month.....\$	607 50
Two assistant engineers at \$91.25 per month	1,095 00
One fireman at \$75.00 per month.....	450 00
Coal, 400 tons .....	1,000 00
Supplies, etc. ....	500 00
Repairs and renewals .....	700 00
	<hr/> \$ 4,352 50

## SEVENTY-THIRD ST. PUMPING STATION.

	Six Months.
One engineer at \$101.25 per month.....\$	607 50
Two assistant engineers at \$91.25 per month each .....	1,095 00
One fireman at \$75 per month.....	450 00
Coal, 400 tons .....	1,000 00
Supplies, etc. ....	300 00
Repairs and renewals .....	500 00
	<hr/> \$ 3,952 50

## KENSINGTON PUMPING STATION.

One Engineer at \$101.25 per month.....\$	1,215 00
Two assistant engineers at \$91.25 per month each .....	2,190 00
One fireman at \$75.00 per month.....	900 00
Coal, 550 tons .....	1,600 00
Supplies .....	600 00
Repairs and renewals .....	1,000 00
Repairs to building .....	500 00

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\$ 8,005 00



## BUREAU OF SEWERS—Continued.

## PULLMAN PUMPING STATION.

One Engineer at \$101.25 per month.....	\$ 1,215 00	
Two assistant engineers at \$91.25 per month each .....	2,190 00	
Three firemen at \$75 per month each.....	2,700 00	
Coal, 1,200 tons .....	3,000 00	
Supplies, etc. ....	1,000 00	
Repairs and renewals .....	1,800 00	
		\$ 11,905 00

## SIXTY-NINTH ST. PUMPING STATION.

Three engineers at \$1,095.00.....	\$ 3,285 00	
Coal and supplies .....	800 00	
Repairs and renewals .....	1,000 00	
Power and attendance at plant 64th St. and Wentworth ave. electric .....	4,000 00	
		\$ 9,085 00

## ROGERS PARK SEWER SYSTEM.

Operating air compressor and flushing sewers, present plan, including supplies and re- pairs .....	\$ 4,000 00
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## CORNELL AND ANTHONY AVENUES PUMPING STATION.

To operate and maintain power, attendance, supplies and repairs .....	600 00	
		\$ 4,600 00

## JACKSON PARK AVENUE PUMPING STATION.

Eight Months.	
One chief engineer at \$133.00 per month....	\$ 1,064 00
Three assistant engineers at \$91.25 per month each .....	2,190 00
Three firemen at \$75.00 per month.....	1,800 00
Three oilers at \$75.00 per month.....	1,800 00
One laborer at \$60.00 per month.....	480 00
Coal, 2,555 tons (7 tons per day) .....	6,132 00
Supplies, oils, grease, gas, compound, tools, packing, fittings, fixtures, etc.....	2,000 00
Repairs and renewals, etc.....	2,000 00

## BUREAU OF SEWERS—Continued.

Permanent improvements, equipping with radiators .....	1,000 00
Gas pipes and fixtures, installing same.....	500 00
For expense, temporary pumping at 73d street and Jackson Park avenue, in accordance with contract.....	3,775 00
	<hr/> \$ 18,966 00

## CLEANING SEWERS.

Dist. No. 1, old city and part of Austin; Dist. No. 2, Town of Lake; Dist. No. 3, Hyde Park; Dist. No. 4, Lake View.....	\$ 150,000 00
Repairing sewers, masonry, covers, restoration of streets .....	75,000 00
Building new bench monuments.....	600 00
Building new catch-basins and manholes....	5,000 00
For miscellaneous work by deposit and for other departments—account to balance from collections .....	5,000 00
Dredging slip "A" .....	3,510 00
Engineer and rodman assisting (street, grades and benches) .....	2,880 00
Relaying sewers and drains in May and Carpenter streets, between 69th and 70th streets (estimate of Superintendent of Bureau of Sewers) .....	3,460 00
Bills of:	
Peabody, Houghteling & Co.....	345 92
Clancy-Bishop Lbr. Co. ....	54 74
J. E. Jones, damage to sidewalk.....	23 00
So. Park Commissioners, \$40.97, \$6.55, \$0.50 .....	48 02
Knickerbocker Ice Co., \$2.60, \$2.25.....	4 85
Jno. Davis Co., \$2.24, \$0.50, \$5.50, \$3.25, \$34.16, \$0.42, \$2.10, \$3.50.....	51 67
City Collector, \$19.26, \$3.00, \$28.73, \$77.75, \$42.19, \$3.21 .....	174 14
	<hr/> \$ 246,152 34

Total for Bureau of Sewers.....	\$ 371,125 84
Less income from other sources.....	371,125 84

**BUREAU OF ENGINEERING.****GENERAL OFFICE.**

One assistant bookkeeper and clerk.....	\$ 1,200 00	
One stenographer.....	1,000 00	
One messenger.....	600 00	
Stationery, supply and miscellaneous.....	1,250 00	
Telephone service.....	554 00	
		<hr/> \$ 4,604 00

**BRIDGE CONSTRUCTION.**

Including salaries of employes necessary to make designs and supervise construction.

Amount required for bridges contracted for in 1905:

South Western avenue substructure and moving super-structure from 22d street slip to South Western ave.	\$ 22,000 00	
East approach to Harrison Street Bridge.....	142 34	
		<hr/> \$ 22,142 34

Amount required for new bridges:

North Halsted street (over canal).....	\$ 120,000 00	
Erie street.....	100,000 00	
Indiana street.....	5,000 00	
Chicago avenue, including temporary bridge.....	2,500 00	
Fuller street.....	1,000 00	
Kinzie street (double deck bascule).....	3,000 00	
Belmont avenue.....	1,000 00	
Weed street.....	1,000 00	
Ninety-second street, including temporary bridge.....	100,000 00	
One Hundred and Sixth street.....	1,000 00	
Gates and signal lights for movable bridges.....	6,000 00	
Lawrence avenue bridge .....	7,500 00	
Foster avenue bridge (east).....	14,000 00	
Foster avenue bridge (west).....	14,000 00	
North Fortieth avenue bridge.....	14,500 00	
Temporary viaduct, Thirty-fifth street, over tracks of Pennsylvania and C. & W. I. R. R.....	5,000 00	
Lowering of the Washington and La Salle street tunnels..	1,000,000 00	
Orleans street .....	1,000 00	
California avenue (west fork).....	100,000 00	
Ashland avenue (west arm of south fork of south branch)	100,000 00	
		<hr/> \$1,591,500 00

**CHICAGO HARBOR.**

One harbor engineer .....	\$ 2,100 00
One assistant engineer and leveler.....	1,150 00

## BUREAU OF ENGINEERING—Continued.

One rodman .....	900 00	
One harbor master .....	1,350 00	
Assistant harbor masters at \$90.00 per month.....	4,320 00	
One vessel dispatcher.....	1,200 00	
Two assistant vessel dispatchers at \$1,080.....	2,160 00	
One telephone operator for 3 months.....	180 00	
Three telephone operators.....	2,190 00	
		\$ 15,550 00
For protection of street ends and public ways along the shore of Lake Michigan and on the Chicago and Calumet rivers and their branches, forks and slips and Lake Calumet .....	60,000 00	
Protection to street end and repairs to Chase avenue at lake .....	1,600 00	
Repairs and maintenance of bridges and viaducts, including superintendence, labor, material, etc.....	200,000 00	
For repairs to bridges and viaducts to be refunded by railroad companies .....	30,000 00	
For repairs of damages to bridges caused by collisions with vessels and otherwise where the cost is charged to the parties responsible for the damages.....	15,000 00	
For rent of a piece of ground 26 feet wide at west end of 22nd street bridge until May 17, 1907, as per lease Dodge Lumber Co. ....	2,500 00	
For rent of piece of ground 26 feet wide at east end of 22nd street bridge until April 30, 1907, as per lease Geo. Green Lumber Co. ....	3,000 00	
For rent of strip of ground for roadway at Archer avenue bridge until completion of bridge, as per lease of Emily J. Brown .....	2,500 00	
Inspection and engineering to be refunded by corporations (expenditures not to exceed the amount of receipts) ..	25,000 00	
		\$ 339,600 00

## BRIDGE TENDERS' SALARIES.

Adams street.....	\$ 2,700 00
Archer avenue.....	1,800 00
Ashland avenue, South Fork.....	900 00
Ashland avenue, West Fork.....	3,400 00
Belmont avenue.....	1,800 00
Blackhawk street.....	1,500 00
Canal street.....	3,400 00

## BUREAU OF ENGINEERING—Continued.

Chicago avenue.....	1,600 00
Chittenden .....	600 00
Clark street.....	2,700 00
Clybourn place.....	3,400 00
Diversey street.....	900 00
Division street, east.....	3,400 00
Division street, west.....	3,400 00
Eighteenth street.....	3,400 00
Erie street.....	1,600 00
Fuller street.....	1,200 00
Fullerton avenue .....	2,700 00
Halsted street, north (canal).....	1,500 00
Halsted street, north (river).....	3,400 00
Halsted street, south.....	3,400 00
Harrison street.....	3,400 00
Indiana street.....	1,600 00
Jackson street.....	2,700 00
Kinzie street.....	1,800 00
Lake street.....	2,700 00
Laurel street.....	900 00
Loomis street.....	3,400 00
Madison street.....	2,700 00
Main street.....	3,400 00
Ninety-second street.....	1,500 00
Ninety-fifth street.....	3,400 00
North avenue.....	1,800 00
One hundred and Sixth street.....	900 00
Riverdale .....	480 00
Rush street.....	2,700 00
Randolph street.....	3,400 00
State street.....	3,400 00
Taylor street.....	3,400 00
Twelfth street.....	2,700 00
Twenty-second street.....	2,000 00
Thirty-fifth street.....	1,200 00
Torrence avenue.....	600 00
Van Buren street.....	3,400 00
Washington street.....	2,700 00
Webster avenue.....	1,200 00
Weed street.....	1,800 00
Wells street.....	2,700 00
Western avenue, north.....	3,400 00

## BUREAU OF ENGINEERING—Continued.

Western avenue, south (river) .....	1,000 00	
Polk street.....	2,000 00	
		\$ 116,980 00

## Bills of:

Pittsburg testing laboratory .....	\$ 9 71	
Chicago Edison Co. ....	100 00	
Gas Consumers' Benefit Association.....	4 00	
Commonwealth Electric Co. ....	6 51	
Keystone Blue Paper Co.....	153 75	
Thos. A. Fitzgerald: \$14.40, \$7.20, \$7.20, \$7.20, \$7.20, \$7.20, \$7.20, \$7.20, \$36.75, 14.70, \$7.20, \$29.40, \$14.70, \$14.70, \$29.40, \$14.70, \$14.70, \$14.70.....	262 95	
Great Lakes Dredging & Dock Co.....	2,482 76	
Claim of Valentine Harms for damages to schooner "Julia B. Merrell" .....	168 51	
Edwd. Hines Lumber Co. (contracts).....	4,235 05	
Keith Lumber Co. (contract).....	7,874 10	
Chicago Union Traction Co., \$500.00, \$500.00.....	1,000 00	
Chicago Consolidated Traction Co.....	50 00	
		\$ 16,347 34

Total Bureau of Engineering.....\$2,111,723 68

Less income from other sources..... 2,111,723 68

## BUREAU OF MAPS AND PLATS.

(Twenty-five per cent of salaries, etc.)

One superintendent at \$2,500.00 per annum.....	\$ 625 00	
From January 1 to March 31, one draughtsman at \$1,188.00 per annum .....	74 25	
From January 1 to March 31, six draughtsmen at \$1,080.00 per annum .....	405 00	
From January 1 to March 31, fifteen draughtsmen at \$900.00 per annum .....	843 75	
From April 1 to December 31, one legal description clerk at \$1,200.00 per annum .....	225 00	
From April 1 to December 31, three draughtsmen at \$1,200 00 per annum .....	675 00	
From April 1 to December 31, six draughtsmen at \$1,080.00 per annum .....	1,215 00	
From April 1 to December 1, eight draughtsmen at \$1,000.00 per annum .....	1,500 00	
Drawing materials, rebinding atlases, drawing tools, new draughting tables and stools, new counter, etc., for proposed new quarters, telephone, blue-printing, etc..	562 00	
		\$ 6,125 00
Less income from other sources.....		6,125 00

**BOARD OF LOCAL IMPROVEMENTS.....** [**\$648,426 54**]

Four members board of local improvements at \$4,000.00..\$	16,000 00
One superintendent special assessment and member and secretary board local improvements.....	4,000 00
One chief clerk bureau special assessment.....	3,000 00
One chief sewer clerk at \$2,400.00.....	2,400 00
Two paving clerks at \$1,900.00.....	3,800 00
Two paving clerks at \$1,800.00.....	3,600 00
One docket clerk at \$1,800.00.....	1,800 00
One index clerk at \$1,800.00.....	1,800 00
One condemnation clerk at \$1,800.00.....	1,800 00
One chief sidewalk clerk at \$1,800.00.....	1,800 00
One roll clerk .....	1,350 00
Ten clerks at \$1,260.00.....	12,600 00
One chief street engineering clerk.....	1,500 00
Ten clerks at \$1,200.00.....	12,000 00
Eighteen clerks at \$1,080.00.....	19,440 00
One voucher clerk.....	1,260 00
One chief bookkeeper .....	2,400 00
One estimate and division clerk.....	1,500 00
Nine assistant bookkeepers at \$1,200.00.....	10,800 00
One recording secretary and stenographer.....	1,500 00
Six stenographers and clerks at \$900.00.....	5,400 00
Six typewriter operators and clerks or stenographers and clerks at \$900.00 .....	5,400 00
Four messengers at \$840.....	3,360 00
One engineer board of local improvements.....	2,500 00
One chief street engineer .....	2,500 00
Twelve assistant engineers at \$2,000.00.....	24,000 00
Two fourth grade engineers at \$1,320.00.....	2,640 00
Twelve fourth grade engineers at \$1,200.00.....	14,400 00
Eighteen rodmen at \$1,000.00.....	18,000 00
One telephone operator .....	600 00
One chauffeur .....	1,000 00
Eight general paving inspectors at \$1,500.00.....	12,000 00
One cement tester at \$1,800.00.....	1,800 00
One brick tester at \$1,800.00.....	1,800 00
One chief sidewalk inspector at \$2,000.00.....	2,000 00
One assistant chief sidewalk inspector at \$1,500.00.....	1,500 00
Thirty-nine sidewalk inspectors at \$1,000.00.....	39,000 00
Three hundred months' sub-paving inspection at \$100.00..	30,000 00
Sixty months' cement samplers and shippers at \$100.00..	6,000 00
Two draughtsmen at \$1,080.00.....	2,160 00

## BOARD OF LOCAL IMPROVEMENTS—Continued.

Two chief sewer inspectors at \$1,872.00.....	3,744 00
One chief sewer pipe inspector at \$1,416.00.....	1,416 00
One foreman house drain inspection at \$1,176.00.....	1,176 00
Thirty months' house drain inspection at \$90.00.....	2,700 00
Two hundred and sixty months' mason inspection at \$130.00 .....	33,800 00
Forty-eight months' brick inspection at \$90.00.....	4,320 00
Forty months' cement inspection at \$100.00.....	4,000 00
	<hr/>
	\$ 331,566 00
Less amount to be paid from water fund.....	21,022 00
	<hr/>
	\$ 310,544 00

Expenses—Miscellaneous expenses, court costs, expert witness' fees, commission- ers' fees, printing, postage, railroad and street car transportation, automobile and supplies, general office expenses, etc., etc.	87,500 00
Less amount to be paid from water fund....	15,000 00
	<hr/>
	72,500 00
One per cent county collector for collecting special assess- ments, and county collector's advertising costs on warrants withdrawn from collection.....	35,000 00
Geo. W. Scott, balance due on contract for inspection of machinery to be built and placed in Jackson Park avenue pumping station and for defraying traveling expenses and charges .....	375 00
Inspection of machinery for Ninety-fifth street pumping station .....	2,500 00
Inspection building Ninety-fifth street pumping station...	2,000 00
For the payment for property stricken off to, or purchased by the City in special assessment proceedings at the annual tax sale on account of the default of other bidders .....	75,000 00
For court costs and all legal and preliminary expenses in the institution and prosecution of condemnation and special assessment proceedings for the widening of Halsted street from the north branch of the Chicago river to the south branch of the Chicago river.....	15,000 00
Bills of—	
W. E. Casselman.....	\$ 730 00
Wm. R. Humphrey.....	300 00
T. J. Ryan.....	525 00



## BOARD OF LOCAL IMPROVEMENTS—Continued.

F. J. Wisner.....	390 00	
John C. Finn.....	465 00	
F. D. P. Snelling.....	320 00	
Harry Goldstine.....	625 00	
P. M. Walsh.....	455 00	
Henry Magnus.....	290 00	
G. E. Sheldon.....	545 00	
Wm. C. Niehoff.....	245 00	
Bartley Burg.....	215 00	
John Conroy.....	285 00	
Clerk of County Court.....	885 00	
Warrant 25935, sidewalk on South Sangamon street.....	14 32	
Warrant 24166, sidewalk on 39th street.....	5 87	
Warrant 23965, water main on North 54th avenue.....	105 61	
Warrant 32802, sidewalk, Wood street system.....	19 46	
City Collector, transportation.....	102 38	
		\$ 6,522 64
Warrant 14732, public benefits to meet outstanding voucher.....		8,685 30
(See Council Proceedings, page 2896, April 6, 1904, and page 1949, December, 1904.)		
Warrant 12707, opening Tracey avenue—J. C. Marhoefer..\$	49 41	
To pay any decree, vs. city, and to enable the Comptroller to comply with any decree that may be rendered in case No. 212,901 in the Superior Court of Cook County, entitled Union Trust Co., vs. City of Chicago et al., and embracing public benefits unpaid and trust funds of special assessments under Warrants 15826, 16006, 17352, 17836 and 19587.....	11,108 75	
Warrant 15383, refund of erroneous payment on property not assessed.....	440 00	
Chas. J. Johnson, Council order.....	25 00	
McNichols & Cogan, repairing connections, \$55.25, \$90.50 and \$50.00.....	195 75	
Warrant 32510, Geo. E. Dean to correct error in assessment	31 60	
Warrant 33008, Mary A. Kelty.....	80 83	
Warrant 32584, Simon Ryan.....	21 00	
Warrant 18155, James McGlynn.....	127 94	
Warrant 19147, to refund amount collected.....	3,659 07	
Warrant 30020, Metropolitan Contracting Co.....	645 84	
Washington Heights Warrant 31 (Council order of July 10, 1905).....	4,634 52	
Warrant 17667, public benefits, paving.....	5,374 16	
Warrant 17882, J. A. Lyman.....	293 56	

## BOARD OF LOCAL IMPROVEMENTS—Continued.

## PUBLIC BENEFITS—FIRST INSTALLMENT AND SUPPLEMENTALS.

Warrant 31166B, paving North Sawyer avenue.....	\$ 346 80
Warrant 32057A, paving North Morgan street.....	17 70
Warrant 32201A, paving West Madison street.....	359 20
Warrant 33030, paving West Lake street.....	2,500 00
Warrant 33183, paving Fullerton avenue.....	1,276 82
Warrant 33274, paving Canalport avenue.....	1,209 41
Warrant 33307, paving North Clark street.....	684 25
Warrant 33308, paving Evanston avenue.....	1,580 92
Warrant 33340, paving Sherman street.....	289 76
Warrant 33382, paving West North avenue.....	2,512 16
Warrant 33388, paving Webster avenue.....	899 41
Warrant 33408, paving Erie street.....	341 93
Warrant 33410, paving South Halsted street.....	1,409 37
Warrant 33411, paving West Madison street.....	367 63
Warrant 33412, paving Orleans street.....	241 24
Warrant 33482, paving Sheffield avenue.....	409 49
Warrant 33494, paving North Clark street.....	1,441 12
Warrant 33576, paving Wabash avenue.....	2,317 79
Warrant 33416, paving West 22d street.....	1,216 23
Warrant 33513, paving Vincennes Road.....	1,080 00
Warrant 32221B, paving 14th street.....	25 88
Warrant 33032B, paving Milwaukee avenue.....	639 28
Warrant 32922A, paving North Franklin street.....	389 30
Warrant 33684, paving South Halsted street.....	1,215 00
Warrant 32217, paving Archer avenue.....	237 52
Warrant 33897, opening alley, 61st street to 61st place, Halsted and Wallace.....	75 00
Warrant 31868B, paving Whipple street.....	227 92
Warrant 22507, sidewalk on 90th place.....	7 18
Warrant 24867, drains in Dickens street.....	71 02
Warrant 26057, Widening Gurley street.....	24 95
	<hr/> \$ 23,414 28

## PUBLIC BENEFITS—SECOND INSTALLMENT.

Warrant 30014, paving Sangamon street .....	200 00
Warrant 30751, paving North Clark street.....	31 36
Warrant 31386, paving Larrabee street .....	890 00
Warrant 31387, paving Sedgwick street.....	42 10
Warrant 31643, paving Lincoln avenue.....	303 69
Warrant 32011, paving Austin avenue.....	1,807 04

## BOARD OF LOCAL IMPROVEMENTS—Continued.

Warrant 32217, paving Archer avenue.....	2,048 02
Warrant 32220, paving North Clark street.....	510 00
Warrant 32223, paving Milwaukee avenue.....	2,538 88
Warrant 32225, paving Thirty-first street.....	333 66
Warrant 32609, paving Orleans street .....	600 00
Warrant 32708, paving LaSalle street .....	200 00
Warrant 32714, paving Blackhawk street.....	304 87
Warrant 32867, paving Green street.....	1,026 68
Warrant 32910, paving Jefferson street .....	520 00
Warrant 32922, paving North Franklin street .....	410 00
Warrant 33025, paving Chicago avenue .....	595 00
Warrant 33028, paving Garfield avenue .....	385 00
Warrant 33029, paving Halsted street.....	149 75
Warrant 33030, paving West Lake street .....	2,500 00
Warrant 33032, paving Milwaukee avenue.....	1,202 62
Warrant 33033, paving Ogden avenue.....	206 09
Warrant 33034, paving Twelfth street .....	330 00
	<hr/> \$ 17,134 72

## PUBLIC BENEFITS—THIRD INSTALLMENT.

Warrant. Improvement. Street.

30749 Paving Michigan avenue .....	\$ 200 00
30751 Paving North Clark street .....	31 36
30857 Paving North Halsted street .....	390 00
30858 Paving North Halsted street .....	357 86
31037 Paving North Clark street .....	501 88
31043 Paving North Halsted street .....	220 00
31045 Paving West Lake street .....	344 12
31049 Paving Sixty-third street .....	630 00
31075 Paving Archer avenue .....	3,004 41
31096 Paving Wentworth avenue .....	398 96
31097 Paving Byron street .....	224 00
31136 Paving Kinzie street .....	457 81
31183 Paving South Canal street .....	1,788 00
31387 Paving Sedgwick street .....	42 10
31641 Paving West Lake street .....	2,506 63
31726 Paving West Polk street .....	943 70
31802 Paving West Ohio street .....	544 24
31861 Paving Indiana street .....	2,000 00
31900 Paving Sherman street .....	145 92
32088 Paving Chicago avenue .....	595 56
32201 Paving West Madison street.....	765 93

## BOARD OF LOCAL IMPROVEMENTS—Continued.

## PUBLIC BENEFITS—FOURTH INSTALLMENT.

30387	Paving North Halsted street .....	\$ 591 27
30398	Paving Van Buren street .....	682 25
30399	Paving Van Buren street .....	2,098 60
30400	Paving Western avenue .....	257 12
30402	Paving Kinzie street .....	424 84
30403	Paving One Hundred and Second street system...	199 14
30514	Paving Blue Island avenue .....	2,626 00
30515	Paving Harrison street .....	420 00
30570	Paving Sedgwick street .....	480 00
30600	Paving Larrabee street .....	230 00
30611	Paving Hermitage avenue .....	718 33
30614	Paving Lake avenue .....	36 75
30615	Paving Larrabee street .....	550 00
30626	Paving Harrison street .....	350 00
30627	Paving Jefferson street .....	780 00
30628	Paving Polk street .....	314 40
30629	Paving Kinzie street .....	260 00
30646	Paving Illinois street .....	55 86
30747	Paving Armitage avenue .....	300 00
30751	Paving North Clark street .....	508 84
30751	Paving North Clark street .....	31 36
30758	Paving State street .....	3,060 00
30760	Paving Twenty-second street .....	161 00
30762	Paving Armitage avenue .....	638 23
30852	Paving Clybourn avenue .....	1,037 12
30860	Paving Illinois street .....	184 00
31044	Paving Laflin street .....	2,346 27
31074	Paving Archer avenue .....	2,948 16
31094	Paving Sixteenth street .....	984 26
31140	Paving West Adams street .....	196 85
		<hr/> \$ 23,470 65
Interest on above warrants .....		13,500 00
Less income from other sources .....		648,426 54

## 36—DEPARTMENT OF ELECTRICITY.....[\$1,805,187 96]

Administration and office expenses (salary of the city electrician being \$5,000.00 per year) .....		\$ 14,000 00
Fire alarm and police telegraph, repairs and renewals....		27,450 00
Fire alarm and police telegraph, operation .....		42,000 00
Electrical inspection .....		25,000 00
Electric light system, general expense .....		10,000 00

## DEPARTMENT OF ELECTRICITY—Continued.

Electric light system, repairing circuits and conduits....	25,000 00
Electric light system, lamps .....	20,000 00
Electric light system, trimming lights .....	75,000 00
Electric light system, globes .....	5,000 00
Electric light system, carbons .....	22,764 00
Electric light plant, No 6, repairs and renewals, steam plant .....	4,728 00
Electric light plant, No. 6, repairs and renewals, electric plant .....	3,500 00
Electric light plant, No. 6, salaries .....	18,384 00
Electric light plant, No. 6, fuel .....	51,200 00
Electric light plant, No. 6, other operation .....	3,500 00
Electric light plant, No. 8, repairs and renewals, steam plant .....	3,000 00
Electric light plant, No. 8, repairs and renewals, electric plant .....	2,000 00
Electric light plant, No. 8, salaries .....	10,248 00
Electric light plant, No. 8, fuel .....	30,000 00
Electric light plant No. 8, other operation .....	2,500 00
Electric light plant, R. A. Waller, repairs and renewals, steam plant .....	2,500 00
Electric light plant, R. A. Waller, repairs and renewals, electric plant .....	500 00
Electric plant, R. A. Waller, salaries .....	11,245 00
Electric light plant, R. A. Waller, fuel .....	25,000 00
Electric light plant, R. A. Waller, other operation.....	1,700 00
Electric light plant, Fullerton avenue, repairs and renewals, steam plant .....	1,500 00
Electric light plant, Fullerton avenue, repairs and renewals, electric plant .....	800 00
Electric light plant, Fullerton avenue, salaries.....	15,168 00
Electric light plant, Fullerton avenue, fuel.....	30,000 00
Electric light plant, Fullerton avenue, other operation....	1,600 00
Gas inspector's office (including salaries of four inspectors at \$118.00 per month) .....	9,500 00
Street lamp repair shop, salaries.....	7,200 00
Street lamp repair shop, materials .....	17,000 00
Maintaining gas lamps .....	378,669 00
Rental gasoline lamps.....	167,700 00
Rental electric lamps .....	80,570 00
ty hall lighting .....	1,200 00
tomobile licenses, number plates and inspection.....	2,770 00

## DEPARTMENT OF ELECTRICITY—Continued.

## TAX LEVY.

Street car tickets .....	2,000 00
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	<u>\$1,151,896 00</u>
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Less income from other sources.....	426,498 99
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	<u>\$ 725,297 01</u>
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## EXTRAORDINARY EXPENSE.

Removing poles and wires from streets to be improved....	\$ 100,000 00
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Fire alarm and police extension .....	25,000 00
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Extension of municipal lighting system.....	500,000 00
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Placing names of streets on corners and street numbers on lamp posts .....	15,000 00
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For repairing pavement at Blue Island avenue and Hal- sted street plant .....	200 00
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## Bills of:

American Development Company .....	2,109 98
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American Development Company .....	2,122 59
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American Development Company .....	2,137 72
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American Development Company .....	726 69
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American Development Company .....	708 45
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American Development Company .....	478 88
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American Development Company .....	97 66
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American Development Company .....	5 96
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American Development Company .....	8 95
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American Development Company .....	34 74
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American Development Company .....	53 18
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American Development Company .....	124 63
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National Carbon Company .....	1,624 00
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National Carbon Company .....	1,624 00
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Commonwealth Electric Co. ....	162 50
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C. Lee Cook .....	31 50
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Rand, McNally Co. ....	15 25
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Rudolph Law .....	484 50
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Guarantee Electric Co. ....	31 56
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Illinois Malleable Iron Co., \$189.15, \$37.00, \$99.39.....	325 54
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Ft. Wayne Electric Works.....	15 75
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Commonwealth Electric Co. ....	16 23
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International Telephone Mf. Co.....	11 75
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Schaeffer & Bodenberg Mf. Co.....	11 00
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John Davis Co.: \$18.80, \$0.85, \$1.00, \$6.35, \$43.40, \$1.00	71 40
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John B. Porter .....	57 65
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	<u>\$ 13,091 96</u>
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	<u>\$ 653,291 96</u>
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Less income from other sources.....	653,291 96
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**37—CITY REAL ESTATE AND BUILDINGS.....** [**\$ 18,500 00**]

Repairs to rented city buildings.....	\$ 100 00
Rent of police courts and other buildings for use of the City of Chicago.....	1,400 00
Special assessment and taxes on city property and ex- penses in connection with purchase and sale of city property .....	17,000 00
Less income from other sources.....	\$ 18,500 00

**38 and 39—SPECIAL PARK COMMISSION.....** [**\$ 79,412 06**]

For salaries of play ground superintendent, secretary of commission, ten play ground directors, one assistant play ground director, one general laborer, one bath house attendant and track man, and ten assistant play ground directors for two months each.....	14,620 00
For emergency labor, teaming, temporary assistants and general supplies, all play grounds.....	1,500 00
For supplies, repairs, painting, construction and general improvements at play grounds.....	4,500 00
For general office expenses, printing reports, telephones..	1,000 00
For lease of Grand avenue play ground, 8 months at \$15 per month.....	120 00
For purchase of two lots on Bonfield street, Holden play ground .....	1,600 00
For construction, equipment and maintenance of play ground on Orleans street, near Schiller street.....	2,500 00
For lease, construction, equipment and maintenance of play ground in Seventeenth ward.....	2,500 00
For lease, equipment and maintenance of play ground in Tenth ward .....	2,500 00
For operation, equipment and maintenance of municipal bathing beaches .....	5,000 00
	<hr/> \$ 35,840 00

For general improvement and maintenance of the following  
parks, squares and triangles: Ellis Park, Douglas  
Monument Park, Aldine Square, Lakewood  
Park, Green Bay Park, Oak Park, Wash-  
ington Square, Kedzie Park, Bickerdyke Square, Con-  
gress Park, Irving Park, Jefferson Park, Gross Park,  
De Kalb Square, Norwood Park, Dauphin Park, Eldred  
Park, Austin Park, Merrick Park, Holden Park,  
Schoenhofen Park, Normal Park, Barnard Park, Fern-  
wood Park, 72nd Street Park, Triangle at Lincoln Ave-

## SPECIAL PARK COMMISSION—Continued.

nue, North Clark and Wells Streets; Triangle at North Clark Street, Belden Avenue and Sedgwick Street; Triangle at North Clark and Eugenie Streets and La Salle Avenue; Oakland Park; for salary of superintendent of parks and secretary; for surveyor and draughtsman to ascertain boundary lines of all parks and make plats for the same; for lease or purchase of Patterson Park land.....	25,000 00	
For laying out and preparing grounds of Rosalie Park, Crescent Park, Kosciusko Park, Powell Park, Adams Park (unimproved) .....	3,000 00	
For improvement of East End Park.....	5,000 00	
For improvement of Blackstone Park.....	750 00	
For maintenance of Patterson Park.....	300 00	
For maintenance of Jefferson Park Annex.....	500 00	
For rental of store rooms for tools, etc.....	1,000 00	
For improving part of Merrick Park with Athletic Field..	1,500 00	
For building cement walks in and around Bickerdyke Square, Normal Park, Amy Bernard Park, Washington Square, Austin Park, Irving Park, Norwood Park, Fernwood Park .....	6,475 00	
		\$ 43,525 00
Bills Department of Supplies, \$40.53, \$6.55.....		47 08
Less income from other sources .....		\$ 79,412 08
<b>40—CITY MARKETS .....</b>	<b>[\$ 3,045 00]</b>	
Salaries .....	\$ 945 00	
Cleaning Haymarket square.....	2,100 00	
Less income from other sources.....	\$ 3,045 00	
<b>41—COST OF COLLECTION OF TAXES.....</b>	<b>[\$210,000 00]</b>	
Loss and cost in collecting corporate taxes.....	\$ 210,000 00	
Less income from other sources.....	\$ 210,000 00	

## MISCELLANEOUS.

For payment of petty injury and damage claims, refunds, clerk hire and stenographer's hire, funeral and other expenses ordered paid by the finance committee.....	9,500 00
Contingent fund, for contingent and other expenses for corporate purposes not otherwise provided for, to be expended under the direction of the Mayor and City Comptroller .....	40,000 00



**MISCELLANEOUS—Continued.****TAX LEVY.**

Mayor's fund for engineering and expert services in street railway matters.....	35,000 00	
For payment of judgments.....	312,549 55	
For payment interest on judgments.....	25,000 00	
For payment of costs.....	10,000 00	
	<hr/>	
	\$ 432,049 55	
Less income from other sources.....	84,500 00	
	<hr/>	\$ 347,549 55

**CATTLE POUNDS.**

For wages, maintenance and supplies.....	5,140 00
To be classified and expended in accordance with classification of expense adopted December 23, 1901.	
Less income from other sources.....	5,140 00

**VARIOUS PENSION FUNDS AND MISCELLANEOUS.****FIREMEN'S PENSION FUND.**

For 1 per cent of all licenses collected by the city during the year, made payable to this fund by an act of the General Assembly, approved May 13, 1887, in force July 1, 1887. Also 25 per cent of the amount received from 2 per cent insurance tax, made payable to this fund by an act of General Assembly, approved April 24, 1901.....

**POLICE PENSION FUND.**

For amounts provided for in an act of the General Assembly, approved and in force May 16, 1903.....

**CHICAGO ERRING WOMEN'S REFUGE FOR REFORM.**

The amount of fines of police courts made payable to this fund by an act of the General Assembly, approved March 31, 1869, being one-half of the fines imposed upon inmates of houses of ill-fame.....

**HOUSE OF GOOD SHEPHERD.**

The amount of fines of police courts made payable to this fund by an act of the General Assembly, approved March 31, 1869, being one-half of the fines imposed upon inmates of houses of ill fame.....

## ILLINOIS HUMANE SOCIETY.

## TAX LEVY.

For all fines collected imposed through the agency of said Humane Society for the prevention of cruelty to animals and children, provided by an act of the General Assembly, approved June 23, 1885, in force July 1, 1885.....

## INTEREST AND SINKING FUND ACCOUNT.

Interest account .....	\$ 835,460 00
For loss in and cost of collecting.....	33,418 40
City of Chicago Bonds (School) due in 1908.....	36,011 00
City of Chicago Bonds (Sewer) due in 1908.....	1,250 00
City of Chicago Bonds (Water Loan) due in 1908.....	49,500 00
City of Chicago Bonds (Water Loan) due in 1909.....	11,260 00
City of Chicago Bonds (School) due in 1910.....	6,750 00
City of Chicago Bonds (Rogers Park) due in 1910.....	350 00
City of Chicago Bonds (Water Loan) due in 1910.....	5,175 00
City of Chicago Bonds (School) due in 1911.....	23,800 00
City of Chicago Bonds (Sewerage) due in 1911.....	18,450 00
City of Chicago Bonds (River Improvement) due in 1911..	12,500 00
City of Chicago Bonds (Water Loan) due in 1911.....	7,975 00
City of Chicago Bonds (Sewerage) due in 1912.....	24,500 00
City of Chicago Bonds (River Improvement) due in 1912..	12,450 00
City of Chicago Bonds (Water Loan) due in 1912.....	41,050 00
City of Chicago Bonds (River Improvement) due in 1913..	25,000 00
City of Chicago Bonds (Municipal) due in 1914.....	3,000 00
City of Chicago Bonds (Sewerage) due in 1914.....	39,125 00
City of Chicago Bonds (River Improvement) due in 1914..	12,175 00
City of Chicago Bonds (Water Loan) due in 1914.....	28,800 00
City of Chicago Bonds (River Improvement) due in 1915..	63,150 00
City of Chicago Bonds (Water Loan) due in 1915.....	74,250 00
City of Chicago Bonds (Tunnel) due in 1916.....	5,000 00
City of Chicago Bonds (Tunnel) due in 1918.....	14,900 00
City of Chicago Bonds (Tunnel) due in 1919.....	4,900 00
City of Chicago Bonds (Municipal) due in 1919.....	38,750 00
City of Chicago Bonds (World's Fair) due in 1921.....	214,650 00
Judgment Funding, 1908.....	295,000 00
Permanent Improvement, 1908 .....	168,000 00
General Corporation purposes bonds due 1908.....	125,000 00
For Loss and Cost of Collecting.....	56,779

**BOARD OF EDUCATION.**  
**SCHOOL TAX FUND.**  
**FOR BUILDING PURPOSES.**

TAX LEVY.

New buildings, sites and permanent improvements.....	\$2,600,000 00
For educational purposes .....	10,325,000 00

## TO PAY BONDED INDEBTEDNESS AND INTEREST ON BONDS.

Bonds .....	\$ 57,000 00
Interest coupons .....	8,687 50
Estimated loss and cost of collecting.....	, 2,812 50
	<hr/> \$ 68,500 00
For special assessments on school property.....	40,000 00

\$13,033,500 00

**THE CHICAGO PUBLIC LIBRARY.....\$ 425,000 00**

Salaries—Main library .....	\$ 144,223 00
Salaries—Branch reading rooms.....	14,585 00
Salaries—Delivery stations .....	24,900 00
Delivery stations, miscellaneous.....	15,230 00
Branch reading rooms, miscellaneous.....	14,530 00
Books .....	36,445 00
Binding .....	22,220 00
Finding lists .....	4,233 00
Printing and stationery .....	6,667 00
Newspapers and periodicals .....	9,778 00
Miscellaneous .....	5,778 00
Fuel .....	16,445 00
Heating and generating plant.....	3,210 00
Electric supplies and repairs.....	778 00
Elevator supplies and repairs.....	935 00
Janitors' expenses .....	1,745 00
Furniture and fixtures .....	12,333 00
Insurance .....	2,050 00
Freight and expressage.....	700 00
Postage .....	1,135 00
Books lost and paid for—Refunds.....	300 00
Repairs, alterations and iprovements.....	18,780 00
Interest on tax warrants.....	6,000 00
Cost of extension and collection of taxes.....	46,000 00
Blackstone branch library .....	16,000 00

**Total Tax Levy, \$24,746,868.40.**

SECTION 2. The City Clerk is hereby directed to file with the County Clerk of Cook County, Illinois, on or before the second Tuesday of August, 1906, a copy of this ordinance duly certified by said Clerk.

SECTION 3. This ordinance shall take effect and be in force from and after its passage.

Which was, on motion of Ald. Bennett, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

Ald. Bennett presented the following ordinance:

#### AN ORDINANCE

Authorizing the Mayor and Comptroller to issue warrants against the taxes levied for the year 1906.

WHEREAS, There is not sufficient money in the treasury of the city to meet and defray the ordinary expenses thereof, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That the Mayor and the Comptroller be and they are hereby authorized to issue warrants against and in anticipation of the taxes levied by the City of Chicago for the payment of ordinary and necessary expenses of said city for the year 1906, to an amount not to exceed seventy-five (75%) per cent of the total amount of the tax levy for the year 1906; such warrants to be issued only in conformity with Section 2 of an act of the General Assembly of the State of Illinois, entitled "An act to provide for the manner of issuing warrants upon the Treasurer of any County, Township, City, School District, or other municipal corporation and jurors' certificates, approved May 31, 1879, in force July 1, 1879, and to repeal a certain act herein

named," approved May 11, 1901, in force July 1, 1901. Said Mayor and Comptroller are further authorized to attach thereto interest coupons, for interest thereon at the rate of not exceeding five (5%) per cent per annum, payable only out of the taxes against which it shall be drawn when collected, provided, no such warrant shall be drawn, except against a specific fund mentioned in the annual appropriation bill, and each warrant shall state upon its face against which fund it is drawn.

SECTION 2. That said Mayor and Comptroller be and they are hereby authorized and empowered to pay said interest coupons so issued at or after maturity out of the specific funds therein specified or out of any funds then in the City Treasury not otherwise appropriated.

SECTION 3. This ordinance shall be in force and effect from and after its passage.

Which was, on motion of Ald. Bennett, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

#### EIGHTH WARD.

Ald. Moynihan presented an ordinance for a switch track for Samuel H. Kirby, which was

Referred to the Committee on Streets and Alleys, South Division.

**ELEVENTH WARD.**

Ald. Cullerton presented the following resolution:

*Resolved*, That the City Clerk cause the recent decision of the United States Supreme Court on the traction question, to be published in the April, 1906, Council Proceedings.

Which was, on motion of Ald. Cullerton, duly adopted.

Ald. Cullerton presented the claim of Roos Manufacturing Company for rebate, which was

Referred to the Committee on Finance.

**THIRTEENTH WARD.**

Ald. Considine presented an order for paving the alley between California avenue and Francisco street, and between Monroe street and Wilcox avenue, which was

Referred to the Board of Local Improvements.

Ald. Riley presented an ordinance for a railroad switch track for Helen Culver, which was

Referred to the Committee on Streets and Alleys, West Division.

**FOURTEENTH WARD.**

Ald. Maypole presented the following order:

WHEREAS, An appropriation has been made for the settlement of claims for damages on account of the removal of the Ashland Avenue and Western Avenue viaducts; and

WHEREAS, There is some question as to the amounts allowed, the following persons being equitable in comparison with other allowances under the said appropriation:

Mrs. Martha B. White, 165 North Western avenue.

Jane Forsha, 71 North Western avenue.

John Maloney, 60 North Ashland avenue; therefore be it

*Ordered*, That the Commissioner of Public Works be and he is hereby directed not to make any settlements in the above claims from the said appropriation, and that the claims above mentioned are hereby referred to the Finance Committee for further consideration.

Which was, on motion of Ald. Maypole, duly passed.

**FIFTEENTH WARD.**

Ald. Beilfuss and Smith presented the following order:

*Ordered*, That the Commissioner of Public Works is hereby authorized and directed to issue a permit to Chr. Griiner and Charles Nielsen, President and Secretary respectively of the West North Avenue Business Men's and Property Owners' Association, authorizing the use of city water from fire plugs, without cost, from April 15, 1906, to November 15, 1906, in consideration of the cleaning of West North avenue, from Western avenue to California avenue; said permit to contain a condition that if said Chr. Griiner and said Charles Nielsen shall fail to clean said streets or any of them to the satisfaction of the Commissioner of Public Works, or if said water is used for any other purpose than street sprinkling, they shall pay to the city the full rate for all water used from the date of the issuance of said permit, and if said Chr. Griiner and said Charles Nielsen shall fail to comply with the conditions of said permit, the Mayor shall revoke the same, and no other permit shall be issued to said Chr. Griiner and said Charles Nielsen until all charges have been paid.

Which was, on motion of Ald. Beilfuss, duly passed.

Ald. Beilfuss presented the claim of F. F. Schmidt for refund, which was

Referred to the Committee on Finance.

Ald. Beilfuss presented an order for paving (with creosote paving blocks) West Division street, from Milwaukee avenue to California avenue, which was

Referred to the Board of Local Improvements.

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#### **NINETEENTH WARD.**

Ald. Powers presented the following order:

*Ordered,* That the Commissioner of Public Works issue a permit to Franklin Union No. 4 to string a banner for a period of 20 days at corner of Halsted and Harrison streets.

Which was, on motion of Ald. Powers, duly passed.

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#### **TWENTY-SECOND WARD.**

Ald. Dougherty presented the claim of the Rutland Transit Company, which was

Referred to the Committee on Finance.

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#### **TWENTY-THIRD WARD.**

Ald. Werno presented the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby directed to issue a permit to a licensed drain layer to lay 15 six-inch drains in Anita terrace, between North Park avenue and Clark street, on payment of one fee of five dollars and the cost of inspection; the regular fee for each drain to be paid whenever it is extended for use. The work to be done under the supervision of the Commissioner of Public Works.

Which was, on motion of Ald. Werno, duly passed.

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#### **TWENTY-FOURTH WARD.**

Ald. Hahne and Schmidt presented an order for a cement sidewalk on the north

side of Barry avenue, from North Robey street to North Lincoln street, which was

Referred to the Board of Local Improvements.

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#### **TWENTY-FIFTH WARD.**

Ald. Williston presented the following order:

*Ordered,* That the Commissioner of Public Works be and he is hereby directed to investigate the matter of the contract of the Rogers Park Water Company with the City of Chicago to ascertain whether or not said company is living up to the conditions of said contract.

Which was, on motion of Ald. Williston, duly passed.

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#### **TWENTY-SEVENTH WARD.**

Ald. Butler presented an order for a six-foot cinder walk on the east side of North 56th avenue, from Diversey avenue to Irving Park boulevard, which was

Referred to the Board of Local Improvements.

Ald. Butler presented the claim of Chas. G. Meyer, which was

Referred to the Committee on Finance.

Ald. Siewert presented an order for a sewer in Costello avenue, from North 40th avenue to the right of way of the Chicago, Milwaukee and St. Paul Railway Company, which was

Referred to the Board of Local Improvements.

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#### **TWENTY-EIGHTH WARD.**

Ald. Raymer presented the claim of Christine P. Dinnsen, which was

Referred to the Committee on Finance

**THIRTY-FIRST WARD.**

Ald. O'Connell presented the following order:

*Ordered*, That the Commissioner of Public Works is hereby authorized and directed to issue a permit to Gerald Sullivan, President of the Englewood Business Men's Association, authorizing the use of city water from fire plugs without cost, from April 8th, 1906, to November 15, 1906, in consideration of the cleaning of 63d street, from Wentworth avenue to Wallace street; said permit to contain a condition that if said Englewood Business Men's Association shall fail to clean said street to the satisfaction and approval of the Commissioner of Public Works, or if said water is used for any other purpose than street sprinkling, they shall pay to the city the full rate for all water used from the date of the issuance of said permit, and if said Englewood Business Men's Association shall fail to comply with the conditions of said permit, the Mayor shall revoke the same, and no other permit shall be issued to said Englewood Business Men's Association until said charges shall have been paid.

Which was, on motion of Ald. O'Connell, duly passed.

**THIRTY-FOURTH WARD.**

Ald. Ruxton presented the following orders:

*Ordered*, That the City Electrician be and he is hereby directed to remove all gas lamp posts out of use in the Thirty-fourth Ward, where the electric lights were installed.

*Ordered*, That the City Electrician be and he is hereby directed to have all wooden poles and wires now on Ogden avenue, between Albany avenue and West 40th avenue, removed, as the street is about to be paved, and that a conduit for wires be laid in Ogden avenue, between said points, before said street is paved.

*Ordered*, That the City Electrician be and he is hereby directed to have all wooden poles and wires now on South 40th avenue, between West Madison street and West 28th street, removed, as the street is about to be paved, and that a conduit for all wires be laid in 40th avenue, between said points, before said street is paved.

Which were, on motion of Ald. Ruxton, duly passed.

Ald. Ruxton presented the claim of J. W. Toben for damages, which was

Referred to the Committee on Finance.

Ald. Ruxton presented an order for curbing, grading and paving (with brick) 45th court, from Jackson boulevard to West Harrison street, which was

Referred to the Board of Local Improvements.

Ald. Kohout presented an ordinance authorizing the Mayor to issue "bar permits."

Ald. Kohout moved to suspend the rules and pass the ordinance.

The motion was lost by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Dailey, Martin, Moynihan, Fick, Harris, Hurt, Hoffman, Cullerton, Uhler, Zimmer, Conside, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Ryan, Powers, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Reinberg, Wendling, Bradley, Kohout—34.

*Nays*—Pringle, Foreman, Richert, McCormick (5th ward), Potter, Young, Bennett, Jones, Finn, Stewart, Reese, Williston, Dunn, Lipps, Butler, Siewert, Raymer, Larson, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Race—26.

Ald. Kohout moved to refer the ordinance to the Committee on License.

The motion prevailed.

Ald. Kohout presented an ordinance

amending the Revised Municipal Code respecting the comfort and safety of passengers on street railway cars, which was

Referred to the Committee on Local Transportation.

## REPORTS OF VARIOUS COMMITTEES TO THE COUNCIL.

### SCHOOLS.

The Committee on Schools submitted a report of its labors for the year 1905-6.

Ald. Zimmer moved that the report be published and placed on file.

The motion prevailed.

The following is the report:

*To the Honorable, the Mayor and Members of the City Council of the City of Chicago:*

GENTLEMEN — The undersigned, as Chairman of the Committee on Schools for the year 1905-6, in compliance with an order passed by the City Council on April 25th, 1904, directing the Chairmen of the several Council Committees to keep a record of all the matters referred to their respective Committees and to make a report to the Council at the end of the year showing the business transacted by the Committee during the year, respectfully reports the following:

The Committee held sixteen meetings during the year.

There were referred to the Committee during the year 1905-6 one hundred and eighty-five matters consisting of orders, ordinances, petitions and requests. Four of these matters were placed on file by the Committee, four were not concurred in, three were referred to the Board of Education, one hundred and sixty-eight were recommended to the Council for passage, and six remain in the hands of the Committee undisposed of.

Of the one hundred and sixty-eight matters recommended for passage, all

were passed by the City Council and none was vetoed by the Mayor.

In all cases were the requests called for a large expenditure of money, subcommittees were appointed for the purpose of making a thorough investigation before your Committee made its report to the City Council.

Among the more important measures recommended for passage were the following:

An appropriation of \$260,000 for the completion of the Manual Training High School.

An appropriation of \$100,000 for the completion of the Curtis School.

An appropriation of \$250,000 for a high and elementary school in Irving Park.

An appropriation of \$175,000 for a twenty-six room building at 113th street, Morse and Pratt avenues.

An appropriation of \$175,000 for a twenty-six room building on Kenmore avenue, between Wilson and Sunnyside avenues.

An appropriation of \$125,000 for a twelve room building at 98th street and Exchange avenue.

An appropriation of \$125,000 for a twelve room building at 77th street and Green street.

An appropriation of \$125,000 for a twelve room building at 92d street and Central avenue.

An appropriation of \$115,000 for a twelve room addition to the Bryant School.

An appropriation of \$125,000, for a twelve room school at Iowa street and Campbell avenue.

An appropriation of \$150,000 for an eighteen room addition to the Rogers School.

An appropriation of \$125,000 for a twelve room addition to the James Otis School.

An appropriation of \$90,000 for a ten



room addition to the Andrew Jackson School.

An appropriation of \$95,000 for a nine room addition to the Holmes School.

An appropriation of \$90,000 for a ten room addition to the Jungman School.

An appropriation of \$125,000 for a twelve room addition to the Julia Ward Howe School.

An appropriation of \$50,000 for the erection of a separate school for crippled children on the West Side, and \$25,000 for a site on which to erect said school.

An appropriation of \$50,000 for the erection of a separate school on the South Side for crippled children, and an appropriation of \$25,000 for a site on which to erect said school.

An appropriation of \$125,000 for a twelve room addition to the Dante School.

An appropriation of \$125,000 for a twelve room addition to the Byford School.

An appropriation of \$175,000 for the erection of a twenty-six room building for the relief of the Washington School District.

An appropriation of \$175,000 for the erection of a twenty-six room building for the relief of the George Schneider School District.

An appropriation of \$175,000 for the erection of a twenty-six room building for the relief of the Kosciusko School District.

An appropriation of \$175,000 for a twenty-four room building at Perry and Granville avenues.

An appropriation of \$150,000 for a nine room addition to the Louis Nettelhorst School.

An appropriation of \$400,000 for the erection of the James H. Bowen High School.

An appropriation of \$125,000 for a

twelve room addition to the Patrick Henry School.

Respectfully submitted,

MICHAEL ZIMMER,  
Chairman.

CHICAGO, April 7, 1906.

## STREETS AND ALLEYS, SOUTH DIVISION.

The Committee on Streets and Alleys, South Division, submitted a report of its labors for the year 1905-06.

Ald. Bihl moved that the report be published and placed on file.

The motion prevailed.

The following is the report:

*To the Honorable, the Mayor, and the City Council of the City of Chicago:*

GENTLEMEN:—The undersigned, as Chairman of the Committee on Streets and Alleys, South Division, for the year 1905-06, in compliance with an order passed by the City Council on April 25, 1904, directing the Chairman of each of the several Council Committees to keep a record of all the matters referred to their respective committees and to make a report to the Council at the end of the year showing the business transacted by the Committee during the year, respectfully reports the following:

The Committee held twenty-four meetings during the year.

There were referred to the Committee during the year 1905-06 one hundred and twenty-three matters, consisting of orders, ordinances and petitions. Twenty-five of these matters were placed on file by the Committee, one was referred to another committee, one was re-committed to the Board of Local Improvements, seventy-nine were recommended to the Council for passage and seventeen remain in the hands of the Committee undischarged.

A sub-committee was appointed on all important measures for the purpose of

making an investigation before reporting to the Council.

Among the more important measures recommended for passage were the following:

An ordinance for the construction of brick sewers from and connecting with the intercepting sewer located 222 feet easterly of and parallel with the westerly line of the right-of-way of the Illinois Central Railroad at an estimated cost of \$189,324.00.

An ordinance for the improvement of Union avenue, from West 41st street to Garfield boulevard at an estimated cost of \$116,000.00.

An ordinance turning over parts of Shields avenue, Sultan street, 46th street, etc., to the South Park Commissioners for park purposes.

An ordinance permitting Marshall Field & Co. to construct bridges across Holden place, on payment of \$3,500 compensation yearly to the city.

An ordinance for the construction of main sewers known as the Jackson Park avenue system, at an estimated cost of \$166,347.14.

An ordinance for the improvement of South Halsted street, from Archer avenue to West 39th street, at an estimated cost of \$137,000.00.

An ordinance changing the grade of the roadway of the 12th street viaduct.

An ordinance turning over parts of 16th street, Prairie avenue, 29th street and South Park avenue to the South Park Commissioners for boulevard purposes.

An ordinance granting permission to Carson, Pirie, Scott & Co. to construct two covered passage ways on payment of \$312.32 annual compensation to the City.

An ordinance for brick sewers in Wentworth avenue, from West 39th street to Root street, at an estimated cost of \$216,000.00.

An ordinance granting permission to

Charles A. Stevens & Bro. to construct an additional floor across Holden place on payment to the city of an annual compensation of \$676.80.

An ordinance for the improvement of Wentworth avenue from Root street to Garfield boulevard, at an estimated cost of \$154,500.

Respectfully submitted,

ERNEST BIHL,

*Chairman.*

CHICAGO, April 7, 1906.

## STREETS AND ALLEYS, WEST DIVISION.

The Committee on Streets and Alleys, West Division, submitted a report of its labors for the year 1905-06.

Ald. Hunter moved that the report be published and placed on file.

The motion prevailed.

The following is the report:

*To the Honorable, the Mayor, and the City Council of the City of Chicago:*

GENTLEMEN:—The undersigned, as Chairman of the Committee on Streets and Alleys, West Division, for the year 1905-06, in compliance with an order passed by the City Council on April 25, 1904, directing the Chairmen of the several Council Committees to keep a record of all the matters referred to their respective committees and to make a report to the Council at the end of the year showing the business transacted by the Committee during the year, respectfully reports as follows:

The Committee held thirty meetings during the year.

There were referred to the Committee during the year 1905-06 one hundred and one matters, consisting of orders, ordinances, petitions and resolutions. Twenty-one of these matters were placed on file by the Committee. One was recommended to the Board of Local Improvements. Seventy were recommended to the Council for passage, and nine remain

in the hands of the Committee undisposed of.

Sub-committees were appointed to investigate all important matters before your Committee made its final report to your Honorable Body.

Among the more important measures recommended for passage were the following:

An ordinance for the improvement of Ogden avenue, from South Albany avenue to South 40th avenue, at an estimated cost of \$187,000.

An ordinance for the improvement of a system of streets, viz.: 40th court, from 26th street to 31st street, at an estimated cost of \$117,000.

An ordinance for the improvement of Troy street, from Waveland avenue to Irving Park boulevard, at an estimated cost of \$101,500.

An order on the Chicago, Milwaukee and St. Paul Railroad Company to construct a viaduct over its network of tracks at North 56th avenue, Hanson park.

An ordinance granting permission to the Western Electric Company to drain sewage into the 22d street sewer on payment of \$1,500 compensation to the city.

Respectfully submitted,

THOMAS M. HUNTER,  
*Chairman.*

CHICAGO, April 7, 1906.

#### UNFINISHED BUSINESS OF FORMER MEETINGS PENDING BEFORE THE COUNCIL.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the petition of William J. Howell and John P. Lump for payment of time lost, deferred and published March 26, 1906, page 3199.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order

was passed by yeas and nays as follows:

**Yeas**—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt Scully, Hoffman, Cullerton, Ublir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

**Nays**—None.

The following is the order as passed:

**Ordered**, That the General Superintendent of Police be and he is hereby authorized to make vouchers in favor of William J. Howell for eleven days' pay lost on account of surgical operation during January, 1906, and to John P. Lump for twelve days' pay, lost on account of injuries occasioned by falling and dislocating shoulder during the month of January, 1906, and the Comptroller is ordered to pay the same from the appropriation for the Police Department when the appropriation bill for 1906 has been passed.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claims of R. P. Burns, Joseph Harvey, and S. R. Wharton, for amounts withheld from them during the year 1901 from the respective amounts appropriated for their salaries, deferred and published March 26, 1906, page 3199.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt Scully, Hoffman, Cullerton, Ublir, Zim-

mer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the City Comptroller be and he is hereby authorized and directed to pay to R. P. Burns the sum of fifty-two and seventy one-hundredths (\$52.70) dollars, and to pay to Joseph Harvey the sum of twenty-seven and ninety-seven one-hundredths (\$27.97) dollars, and to pay to S. R. Wharton the sum of fifty (\$50.00) dollars, same being the amounts withheld from them for salaries during the year 1901 from the appropriations made for the respective positions occupied by them, and charge same to the Finance Committee Fund, when the appropriations for 1906 have been passed.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claim of Madlung and Eidmann for cost of water service pipes, deferred and published March 26, 1906, page 3200.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Werno, Schmidt (24th ward), Reese, Dougherty, Sullivan, Schmidt (23d Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wend-

ling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby directed to issue a voucher in favor of Madlung and Eidmann in the sum of fifty-four (\$54.00) dollars, same to be in full of claim for installing water service pipes at 7012-14-18 Carpenter street, and the Comptroller is ordered to pay the same from the Water Fund.

This action is taken in accordance with the recommendation of the Commissioner of Public Works attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claim of M. S. Valentine and Company, for refund, deferred and published March 26, 1906, page 3200.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a voucher in favor of M. S. Valentine and Company in the sum of twelve (\$12.00) dollars, same to be in full of claim for work

done on water service pipe at 2064 Gladys avenue, and the Comptroller is ordered to pay the same from the Water Fund.

This action is taken in accordance with the statement that the payment of this money will carry out an agreement made by the Water Department, and is in accordance with the recommendation of the Commissioner of Public Works attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claim of L. Wittenberg for refund of water tax, deferred and published March 26, 1906, page 3201.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to refund to L. Wittenberg the sum of five and eleven one-hundredths dollars (\$5.11) being over payment on property at 580 South Canal street, refund to be made upon duplicate receipts and the filing of the customary bond by L. Wittenberg, saving the city harmless in the event of the presentation of the original receipts.

The Clerk, on motion of Ald. Bennett,

presented the report of the Committee on Finance on the claim of Hiram Hogdon for the issuance of a duplicate water certificate, deferred and published March 26, 1906, page 3201.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a duplicate water pipe deposit certificate of No. 661 in the sum of fifty dollars (\$50.00), heretofore issued in favor of Hiram Hogdon, upon the filing of a good and sufficient bond in twice the amount of said certificate satisfactory to the Commissioner of Public Works, saving the city harmless on account of the issuance of said duplicate certificate.

This action is taken in accordance with the report of the Commissioner of Public Works attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claim of S. H. Wheeler for the issuance of a duplicate water certificate, deferred and published March 26, 1906, page 3201.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a water deposit certificate in favor S. H. Wheeler in the sum of two hundred fifty and thirty one-hundredths dollars (\$250.30) to cover a deposit made for the laying of 8-inch main in Rush street from Ontario to Ohio streets.

The certificate not to be issued until Mr. Wheeler has filed with the Commissioner of Public Works a bond saving the city harmless on account of the issuance of said certificate, said bond to be satisfactory to the Commissioner of Public Works.

This action is taken in accordance with the report of the Commissioner of Public Works attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claims of William Gardner Hale, Augustine W. Wright, and J. Laurence Laughlin for the issuance of water pipe certificates, deferred and published March 26, 1906, page 3202.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle,

Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a water pipe deposit certificate in favor of William Gardner Hale in the sum of fifty-three and eighty-nine one-hundredths dollars (\$53.89) to cover deposit made July 20, 1892, for proportionate share of laying pipe in Lexington avenue, between 56th and 59th streets; and to Augustine W. Wright a certificate in the sum of ninety-three and eighteen one-hundredths dollars (\$93.18) to cover deposit made July 20, 1892, for a proportionate share of laying water pipe in Lexington avenue between 56th and 59th streets; and to J. Laurence Laughlin a certificate in the sum of fifty-four and forty-nine one-hundredths dollars (\$54.49), to cover deposit made July 20, 1892, for proportionate share of laying water main in Lexington avenue between 56th and 59th streets.

These certificates not to be issued until a good and sufficient bond has been furnished satisfactory to the Commissioner of Public Works and saving the city harmless on account of the issuance of the above certificates.

The certificates shall be in the form issued at the time of the making of said deposits. This action is taken in accordance with the recommendation of the Commissioner of Public Works attached hereto.

The Clerk, on motion of Ald. Bennett, presented the report of the Committee on Finance on the claim of Kirk Hawes and the University of Chicago, L. W. Mason and William Hirsch and Clara F. Bass for the issuance of water pipe deposit certificates, deferred and published March 26, 1906, page 3202.

Ald. Bennett moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

**Yeas**—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

**Nays**—None.

The following is the order as passed:

**Ordered**, That the Commissioner of Public Works be and he is hereby authorized and directed to issue a water pipe deposit certificate in favor of Kirk Hawes in the sum of six hundred fifty-four and four one-hundredths dollars (\$654.04), to cover amount of deposit made June 30, 1898, and October 31, 1896, for laying of 6-inch water pipe in Kimbark avenue from 49th to 50th streets; and to the University of Chicago a certificate in the sum of six hundred eighty-six and one one-hundredths dollars (\$686.01), to cover deposit made July 20, 1892, for proportionate share of 6-inch water pipe in Lexington avenue, from 56th to 59th streets; and to L. W. Mason a duplicate of certificate No. 665 in the sum of fifty dollars (\$50.00); and to William Hirsch a duplicate of certificate No. 666 for fifty dollars (\$50.00); and to Clara

F. Bass a duplicate of certificate No. 22 for one thousand one hundred ninety-five and eighty one-hundredths dollars (\$1,195.80).

Certificates to be in the form issued at the time of said deposits, in such case as certificates have not heretofore been issued.

The above certificates not to be issued until a good and sufficient bond satisfactory to the Commissioner of Public Works, and in twice the amount of said certificates, is furnished by the said persons respectively, holding the city harmless on account of the issuance of above named certificates.

This action is taken upon the several reports of the Commissioner of Public Works attached hereto.

The Clerk on motion of Ald. Werno, presented the report of the Committee on Local Transportation, on propositions to be placed on the "little ballot" relative to a settlement of the street railway question, deferred and published January 2, 1906, page 2033;

ALSO,

The report of the same Committee on a communication and order submitted by His Honor, the Mayor, directing the Committee on Local Transportation to cease negotiation with street railway companies, deferred and published October 30, 1905, page 1363.

Ald. Werno moved that the reports and matters therein presented be placed on file.

The motion prevailed.

The Clerk, on motion of Ald. Dunn, presented the report of the Committee on License on an ordinance amending Section 779 of the Revised Municipal Code respecting the sale of liquor in drug stores, deferred and published March 12, 1906, page 2914.

Ald. Dunn moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

**Yeas**—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

**Nays**—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 779 of Chapter 20 of the Revised Municipal Code of Chicago of 1905 be and the same is hereby amended so that said section shall hereafter read as follows:

779. (License to Sell Liquor.) No dramshop license shall be issued to any person engaged in the business of selling drugs or keeping what is commonly known as a drug store. No person or corporation conducting any such drug store shall be permitted to place in show windows or in show cases, or in any other public or conspicuous place about the premises in which the drug store is located, for the purpose of advertisement or for any other purpose whatever, any bottles or signs or any other thing to advertise the sale of any vinous, spirituous, ardent, intoxicating or fermented liquors, under a penalty of not less than one hundred dollars nor more than two hundred dollars for each offense.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Th Clerk, on motion of Ald. Dunn, presented the report of the Committee on License on an ordinance creating a prohibition district in territory bounded by Huron street, Dearborn avenue, Erie street and alley, deferred and published March 19, 1906, page 2977.

Ald. Dunn moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

**Yeas**—Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Bennett, Jones, Moynihan, Harris, Hurt, Scully, Hoffman, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Finn, Stewart, Reese, Dougherty, Werno, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Ruxton, Kohout, Race—49.

**Nays**—Coughlin, Richert, McCormick (5th ward), Fick, Cullerton, Conlon, Powers, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Wendling—12.

The following is the ordinance as passed:

#### AN ORDINANCE.

Prohibiting the licensing of saloons or dram shops within the territory bounded as follows: Beginning at the center line of North State and Huron streets; thence running in a westerly direction along the center line of Huron street to the center line of Dearborn avenue; thence running in a southerly direction along the center line of Dearborn avenue to the center line of Erie street; thence running 100 feet in an easterly direction along the center line of Erie street to the center line of alley; thence running in a northerly direction along the center line of alley to the center line of intersecting alley; thence running in an easterly direction along the center line of intersecting alley to the center line



of State street; thence running in a northerly direction along the center line of State street to the point of beginning, in the City of Chicago.

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That no license shall hereafter be issued to keep a saloon or dram shop within that portion of the City of Chicago bounded as follows, to-wit:

Beginning at the center line of North State and Huron streets; thence running in a westerly direction along the center line of Huron street to the center line of Dearborn avenue; thence running in a southerly direction along the center line of Dearborn avenue to the center line of Erie street; thence running 100 feet in an easterly direction along the center line of Erie street to the center line of alley; thence running in a northerly direction along the center line of alley to the center line of intersecting alley; thence running in an easterly direction along the center line of intersecting alley to the center line of State street; thence running in a northerly direction along the center line of State street to the point of beginning in the City of Chicago, a plat of which territory is hereto attached and made a part hereof.

**SECTION 2.** The territory lying within the boundaries above mentioned shall be deemed and known as a prohibition district, within which it shall not be lawful for any such license to be granted.

**SECTION 3.** This ordinance shall take effect from and after its passage.

The Clerk, on motion of Ald. Dunn, presented the report of the Committee on License on an ordinance creating a prohibition district in North Edgewater, deferred and published March 19, 1906, page 2978.

Ald. Dunn moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

**Yeas**—Harding, Pringle, Foreman, Dailey, Martin, Potter, Young, Bennett, Jones, Moynihan, Harris, Hurt, Scully, Hoffman, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Ryan, Finn, Stewart, Reese, Dougherty, Werno, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Ruxton, Kohout, Race—49.

**Nays**—Coughlin, Richert, McCormick (5th ward), Fick, Cullerton, Conlon, Powers, Sullivan, Schmidt (23d ward), Schmidt (24th ward), Hahne, Wendling—12.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:—*

**SECTION 1.** That no license shall be hereafter issued to keep a saloon or dram shop within that portion of the City of Chicago bounded as follows:

Commencing at the conjunction of Devon avenue with Lake Michigan and running south to the center line of Thorn-dale avenue, thence west to the center line of Evanston avenue; thence north to the center line of Peterson avenue; thence west to a point one hundred and twenty-five (125) feet east of the east line of North Clark street; thence north on a line one hundred and twenty-five (125) feet east of the east line of North Clark street and parallel therewith to a point one hundred and twenty-five (125) feet south of the south line of Devon avenue; thence east to the center line of Magnolia avenue; thence south to the center line of Rosemont avenue; thence east to the right of way of the Chicago, Milwaukee & St. Paul Railway Company; thence north to the center line of Devon avenue; thence east to the place of beginning.

**SECTION 2.** The territory lying within the boundaries above mentioned shall be

deemed and known as a prohibition district within which it shall not be lawful for any such license to be granted.

**SECTION 3.** This ordinance shall take effect from and after its passage.

The Clerk, on motion of Ald. Cullerton, presented the report of the Committee on License on an ordinance limiting the issuance of saloon licenses to one to every five hundred of population, deferred and published March 19, 1906, page 2977.

In connection with the foregoing the Clerk, on motion of Ald. Cullerton, presented the following opinion from the Corporation Counsel, which had been temporarily deferred:

OFFICE OF CORPORATION COUNSEL. }  
April 7, 1906. }

*To the Honorable, the City Council of  
of the City of Chicago:*

GENTLEMEN:—At the last regular meeting of your Honorable Body the following resolution, which is published at page 2953 of the current printed Council Proceedings, was adopted:

“WHEREAS, The proposed ordinance relating to the number of saloons to be licensed per capita in the city, contains no provision for the transfer of licenses, therefore, be it

*Resolved,* That the Corporation Counsel be and is hereby requested to submit an opinion to this Council at its next regular meeting as to whether such licenses are transferable in the absence of such provision.”

In compliance with the above resolution, I beg leave to say that, in the absence of any provision to the contrary, a saloon license, like any other license, is the grant of a privilege, personal to the licensee, and may not be sold, assigned or transferred in any manner.

Yours very truly,

MACLAY HOYNE,

*Assistant Corporation Counsel.*

Ald. Dunn moved to recommit the or-

dinance to the Committee on License, and to refer the Corporation Counsel's opinion to the same committee.

The motion prevailed.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on a request of the Board of Education to acquire property adjoining John Spry school, Jefferson school, Faragut school, and Blaine school, and a site for relief of the Agassiz school, deferred and published March 30, 1906, page 3297.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

Yeas—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

Nays—None.

The following is the order as passed:

*Ordered,* That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

Lots 1 to 4, both inclusive, in Block 3, in Case Sub. of the East 30 acres of the south 64 acres of the Northwest  $\frac{1}{4}$  of Section 25-39-13, being 100.51 ft. frontage of Boulevard Way, south of and adjoining the John Spry school premises, with a depth of 124 ft., together with all buildings and improvements thereon: also a strip of ground south of and ad

joining the Spry school premises, the same being about 33 ft. east of South Lawndale avenue, having a depth of about 49.6 ft. and about 100.50 ft. frontage, adjoining the 10 ft. alley in the rear of the property on Boulevard Way.

Lots 80 to 84, both inclusive, Block 49, Canal Trustees' Sub. of West  $\frac{1}{4}$ , and West  $\frac{1}{2}$ , Northeast  $\frac{1}{4}$ , Section 17-39-14, together with all buildings and improvements thereon, being 121 ft. west of and adjoining the Jefferson school premises, located on Elburn avenue between Ashland boulevard and Laffin street, having a depth of 104.5 ft. ,

Lots 1, 2 and 3, Block 3, Frank Slade's Sub. in Anthony Kozel's Sub. of the N. 14 acres of S. 44 acres of East  $\frac{1}{2}$ , Section 26-39-13, being 89.33 ft. frontage by a depth of .125 ft. south of and adjoining the Farragut school premises, located on the Northwest corner of West 24th street and South Spaulding avenue, together with all buildings and improvements thereon; also Lots 38, 39 and 40, Block 6, in Kralovre and Kasper's Sub. of E.  $\frac{1}{2}$  N. E.  $\frac{1}{4}$ , Sec. 26-39-13, being 75 ft. north of and adjoining said school premises, on South Spaulding avenue, together with all buildings and improvements thereon.

The south 31 ft. of Lot 14, in Block 4, Lake View High School subdivision, being a subdivision of N. W.  $\frac{1}{4}$  of the N. W.  $\frac{1}{4}$  in Sec. 20-40-14, having a frontage of 31 ft. on Southport avenue by a depth of 171.43 ft. north of the Blaine School premises, together with all buildings and improvements thereon.

Lots 20 to 37, both inclusive, in Block 1, McConnell Bros. Subdivision of the East  $\frac{1}{2}$  in Outlot 7, of Canal Trustees' Subdivision of the east  $\frac{1}{2}$ , northeast  $\frac{1}{4}$ , Section 29-40-14, for a new site for the relief of the Agassiz school district, northeast corner Seminary avenue and Wolfram street, fronting on Wolfram street, having a frontage of 225 ft. by a depth of 124.5 ft.; also southeast corner Seminary avenue and George street, fronting on George street, having a

frontage of 225 ft. by a depth of 124.5 ft., which said property is sought to be purchased by the City of Chicago, in trust for the use of schools, for a school site.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on a request of the Board of Education for the erection of the James H. Bowen high school, deferred and published March 30, 1906, page 3297.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the sum of \$400,000 be and the same is hereby appropriated for the erection of the James H. Bowen high school, and the City Comptroller is hereby authorized and directed to set aside the said sum of \$400,000 from the unappropriated balance of the building account for the erection of said building.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on requests of the Board of Education for additional appropriations for the Warren school, William Penn school, Lloyd school, Van Vlissingen school, Ole A. Thorp school, and Jenner school, deferred and published March 30, 1906, page 3298.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the additional amounts shown opposite the the names of the certain schools hereinafter mentioned in this order be and the same are hereby appropriated for the completion of said schools, and the City Comptroller is hereby authorized and directed to set aside the said additional amounts from the unappropriated balance of the building account for the completion of said school buildings:

Warren school .....	\$15,000
William Penn school...	35,000
Lloyd school .....	15,000
Van Vliissingen school..	22,000
Ole A. Thorp school....	15,000
Jenner school .....	40,000

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on an ordinance vacating an alley in the Agassiz school district, deferred and published March 30, 1906, page 3298.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordi-

nance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the ordinance as passed:

*WHEREAS*, The Board of Education of the City of Chicago has acquired title to Lots 20 to 37, both inclusive, in Block 1, McConnell Bros.' Subdivision of the east one-half, in Outlot 7, Canal Trustees' Subdivision of the east one-half, northeast one-quarter, Section 29-40-14, in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to be used as the site of the Agassiz school district.

*WHEREAS*, The aforesaid Lots 20 to 28, both inclusive, are separated from the aforesaid Lots 29 to 37, both inclusive, by a public alley 16 feet in width, running east and west between George and Wolfram streets,

*WHEREAS*, The Board of Education has requested the City Council to vacate the said alley, now therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley aforesaid as shown on the accompanying plat be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect nor shall the vacation herein provided for become effective until there shall have been dedicated as a public alley and laid open

to the public use as such, the east 16 feet of Lot 20 aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage and approval; provided that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the east 16 feet of Lot 20 aforesaid, also a plat showing the alleys so dedicated and vacated.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on an ordinance vacating an alley adjoining the John Spry school premises, deferred and published March 30, 1906, page 3299.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Rayer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the ordinance as passed:

**WHEREAS,** The Board of Education of

the City of Chicago has acquired title to that part of Lot 4 lying south of West 24th street and west of Marshall boulevard, in Superior Court Partition of the east 48 acres, of the north 96 acres, of the northwest one-quarter of Section 25-39-13; also Lots 1 to 4, both inclusive, in Block 3, in Cass' Subdivision of the east 30 acres of the South 64 acres, of the northwest one-quarter of Section 25-39-13, facing on Boulevard Way; also a strip of land south of and adjoining said school premises, being about 33 feet east of South Lawndale avenue, having a depth of about 49.6 feet and about 100.50 feet frontage, adjoining the 10-foot alley in the rear of the property on Boulevard Way, in the City of Chicago, County of Cook, and State of Illinois, which said lots are intended to be used as the site of the John Spry School.

**WHEREAS,** The aforesaid Lots 1 to 4, both inclusive, are separated from the aforesaid strip of ground by a public alley 10 feet in width running north and south between South Lawndale avenue and Boulevard Way.

**WHEREAS,** The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

**SECTION 1.** That so much of the public alley mentioned above be and the same is hereby vacated; which alley so vacated is substantially as shown on the plat thereof attached hereto and made a part hereof.

**SECTION 2.** This ordinance shall take effect and be in force from and after its passage and approval; provided, that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a plat showing the alleys so vacated.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee

on Schools on an ordinance vacating an alley adjoining the Blaine school premises, deferred and published March 30, 1906, page 3300.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, The Board of Education of the City of Chicago has acquired title to the south 31 feet of Lot 14, the south 25.5 feet of Lot 16, in Block 4, in Lake View High School Subdivision, being a Subdivision of the northwest one-quarter of the Northwest one-quarter, Section 20-40-14, together with the north 33 feet of the southwest one-quarter of said northwest one-quarter; also Sub-lots 119 to 129, both inclusive, in Oscar Charles' Addition to Lane Park of northwest one-quarter of southwest one-quarter of northwest one-quarter, Section 20-40-14; and Lot 15, Block 4, Lot 15, Block 5, and Lot 14, Block 6, in Lake View High School Subdivision; and all that portion of the public alley between said lots and east of said west line of Lot 119, etc., in the City of Chicago, County of Cook and State of Illinois, which said lots are in-

tended to be used as the site of the Blaine School.

WHEREAS, The aforesaid lots are separated by so much of the public alley 16 feet in width running east and west between aforesaid property, and so much of the public alley running north and south, east of the 25.5 feet of Lot 16 aforesaid.

WHEREAS, The Board of Education has requested the City Council to vacate said alley, now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley referred to be and the same is hereby vacated; which alleys so vacated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take effect and be in force from and after its passage and approval; provided, that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a plat showing the alleys so vacated.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on an ordinance vacating an alley adjoining the Patrick Henry school, deferred and published March 30, 1906, page 3301.

Ald. Zimmer moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart

Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the ordinance as passed:

WHEREAS, The Board of Education of the City of Chicago has acquired title to, or is about to acquire title to, Lots 1 to 13, both inclusive, the north 16 feet of Lot 35, and Lots 36 to 48, both inclusive, in Block 12, in Mamarow's Boulevard Addition to Irving Park, being a Subdivision of the west one-half of the west one-half of the Southeast one-quarter of Section 14-40-13, in the City of Chicago, County of Cook and State of Illinois, which said lots are intended to be used as the site of the Patrick Henry School.

WHEREAS, The aforesaid Lots 1 to 13, both inclusive, are separated from the aforesaid Lots 36 to 48, both inclusive, by a public alley 16 feet in width running north and south between said lots.

WHEREAS, The Board of Education has requested the City Council to vacate the said alley; now, therefore,

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That so much of the public alley running north and south between the aforesaid Lots 1 to 13, both inclusive, and Lots 36 to 48, both inclusive, be and the same is hereby vacated; provided, however, that this ordinance shall not go into effect, nor shall the vacation herein provided for become effective, until there shall have been dedicated as a public alley and laid open to the public use as such, the north 16 feet of Lot 35, aforesaid, which alleys so vacated and dedicated are substantially as shown on the plat thereof attached hereto and made a part hereof.

SECTION 2. This ordinance shall take

effect and be in force from and after its passage and approval; provided, that within sixty days after the date of the passage thereof, there shall be filed for record in the office of the Recorder of Deeds of Cook County, Illinois, by the Board of Education, a deed properly executed and acknowledged, conveying to the City of Chicago, for the purpose of a public alley, the north 16 feet of Lot 35 aforesaid, also a plat showing the alleys so dedicated and vacated.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on a request of the Board of Education for property adjoining the Patrick Henry school, deferred and published March 30, 1906, page 3301.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the proper officers of the Board of Education be and they are hereby authorized to acquire title, under the eminent domain law for the use of schools, to the following described property:

The north 16 feet of Lot 35, and all of Lots 36 to 48, both inclusive, in Block 12, in Mamarow's Boulevard Addition to Irving Park, being a subdivision of W.

$\frac{1}{2}$  W.  $\frac{1}{2}$  S. E.  $\frac{1}{4}$  Section 14, 30, R. 13, together with all buildings and improvements thereon, having a frontage of 339.64 feet by 125.25 feet, fronting on Drake avenue, southeast corner West Cullom avenue, west of the Patrick Henry School premises.

Also Lot 13, same legal description as above, having a frontage of 25 feet and a depth of 125.52 feet adjoining the Patrick Henry School premises on Eberly avenue, including all buildings and improvements thereon.

The Clerk, on motion of Ald. Zimmer, presented the report of the Committee on Schools on a request of the Board of Education to rescind action for six-room addition to the Patrick Henry school, and to provide for a twelve-room addition in lieu thereof, deferred and published March 30, 1906, page 3302.

Ald. Zimmer moved to concur in the report and pass the order therewith.

The motion prevailed, and the order was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the order as passed:

*Ordered*, That the sum of \$125,000 be and the same is hereby appropriated for the erection of a 12-room addition with assembly hall to the Patrick Henry School building, and that the Comptroller is hereby authorized and directed to set aside the said amount from the un-

appropriated balance of the building account for the erection of said addition, and that that part of an order passed July 10, 1905, published on page 995 of the official Council Proceedings, providing for the erection of a six-room addition to the said Patrick Henry School building, at a cost of \$75,000, be and the same is hereby rescinded.

The Clerk, on the motion of Ald. Young, presented the report of the Committee on Gas, Oil and Electric Light on an ordinance amending Section 2181 of the Revised Municipal Code in re. electric signs, deferred and published March 30, 1906, page 3295.

Ald. Young moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE.

Amending Section 2181 of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Section 2181 of the Ordinances of the City of Chicago, as revised and adopted by the City Council of the City of Chicago, in the year 1905



be and the same hereby is amended so as to read as follows:

It shall be unlawful for any person or corporation to erect or maintain over any sidewalk, street, avenue, alley or public way in the city, any electric sign, except in accordance with and pursuant to the provisions of this article.

For the purposes of this article an electric sign is hereby declared to be any sign constructed as follows:

Signs, all, or part of the letters of which are made in an outline of incandescent lamps; transparent glass signs illuminated with electric lamp or lamps; and signs with painted, flush or raised letters, and having a border of incandescent lamps attached thereto and reflecting light thereon.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to C. E. Peterson to construct a bridge over alley, deferred and published February 14, 1906, page 2674.

Ald. Bihl moved to concur in the report and pass the ordinance.

The motion prevailed and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout,

e—61.

198—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby granted to C. E. Peterson, his heirs and assigns, to construct, maintain and use an iron bridge or passageway across the alley running north and south from 49th street to 50th street west of Wentworth avenue, and connecting the buildings erected or to be erected on Lots eleven (11) and forty (40) in Block one (1) in Eberhardt & Treat's Subdivision in the northeast quarter ( $\frac{1}{4}$ ) of the southwest quarter ( $\frac{1}{4}$ ) of the northeast quarter ( $\frac{1}{4}$ ) of Section nine (9), Township thirty-eight (38) North, Range fourteen (14) East of the Third Principal Meridian; provided, that such bridge or passageway shall be used exclusively as a passageway between said building and the lowest part of said bridge shall not be nearer than seventeen (17) feet to the surface of the alley, and said bridge shall be built of incombustible material and in a manner complying with the building ordinances and the fire ordinances and to the satisfaction of the Commissioner of Public Works and the Fire Marshal, and provided, further, that the plans for the construction of said bridge shall be filed in the office of the Commissioner of Public Works; and provided, further, that said bridge shall not be of a greater length than sixteen (16) feet nor of a greater width than three (3) feet.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the passage of this ordinance, or at any time prior thereto at the discretion of the Mayor.

SECTION 3. In consideration of the privileges herein granted, and as compensation therefor, said C. E. Peterson, his successors or assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being en-

joyed or until such time as said bridge or covered passageway is removed, the sum of twenty-five dollars (\$25.00) per year, payable in quarterly annual installments, in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment, annually thereafter, and it is expressly understood and agreed that if any default is made in the payment of any installment of said compensation, the privileges hereby granted shall at once terminate. It is hereby expressly provided that the privileges herein granted shall terminate and this ordinance shall become null and void if the said grantee, or his successors or assigns, fails to promptly pay any installment of the said compensation.

SECTION 4. At the termination of the privileges hereby granted, by lapse of time or otherwise, said grantee, his successors or assigns, shall remove said bridge or passageway at his or their own expense, and without any cost or expense of any kind whatsoever to the City of Chicago; provided that in the event of a failure, neglect, or refusal on the part of said grantee, his successors or assigns, to remove said bridge or passageway, the City of Chicago may proceed to remove same and charge the expense thereof to said grantee, his successors or assigns.

SECTION 5. No work shall be done under the authority of this ordinance until a permit authorizing the same shall have been issued by the Commissioner of Public Works, and no permit shall issue until the grantee herein shall execute to the City of Chicago a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all liability, cost, damage or expense of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to or recovered from said city

from or by reason of the passage of this ordinance or from or by reason of any act or thing done under or by authority of the permission herein granted; and conditioned further to observe and perform all and singular the conditions and provisions of this ordinance. Said bond and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance, and if at any time during the life of this ordinance such bond shall not be in full force, then the privileges herein granted shall thereupon cease.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided the said grantee files his written acceptance of this ordinance together with the bond hereinabove provided for within thirty (30) days.

The Clerk, on motion of Ald. Bihl, presented the report of the Committee on Streets and Alleys, South Division, on an ordinance granting permission to the Coliseum Company to erect and maintain a canopy, deferred and published June 5, 1905, page 435.

Ald. Bihl moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

Yeas—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhlir, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

Nays—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given and granted to the Coliseum Company, its successors and assigns, to construct, maintain and use a canopy over the sidewalk from the building situate at Fifteenth street and Wabash avenue, which canopy shall be constructed of incombustible material. The lowest portion of said canopy shall be no less than 20 feet above the surface of the sidewalk over which said canopy projects, shall not extend more than 54 feet 6 inches beyond the face of the wall of said building and shall not exceed 19 feet 8 inches in width. The location, construction and maintenance of said canopy shall be under the direction and supervision of the Commissioner of Public Works and the Fire Marshal of the City of Chicago, and the location and construction of same shall be in accordance with plans and specifications which shall first be approved by the Commissioner of Public Works and the Fire Marshal of the City of Chicago, a copy of which plans and specifications shall at all times be kept on file in the office of the Commissioner of Public Works; and no permit shall be issued allowing any work to be done in and about the construction of said canopy herein authorized until such plans and specifications have first been submitted to and approved by the Commissioner of Public Works, and the said Fire Marshal.

SECTION 2. The permission and authority herein granted shall cease and determine ten (10) years from and after the date of the passage of this ordinance, or at any time prior thereto in the discretion of the Mayor. In case of the termination of the privileges herein granted by lapse of time, or by the exercise of the Mayor's discretion as aforesaid, said grantee shall remove said can-

opy without cost or expense of any kind whatsoever to the City of Chicago. Provided, that in the event of a failure, neglect or refusal on the part of the said grantee, its successors or assigns, to remove said canopy when directed so to do, the City of Chicago may proceed to remove same and charge the expense thereof to the said grantee, its successors and assigns.

SECTION 3. In consideration of the privileges herein granted and as compensation therefor, said Coliseum Company, its successors and assigns, shall pay to the City of Chicago, so long as the privileges herein authorized are being enjoyed the sum of ten (\$10) dollars per year, payable annually in advance; the first payment to be made as of the date of the passage of this ordinance, and each succeeding payment annually thereafter.

SECTION 4. No work shall be done under the authority of this ordinance until a permit shall have first been issued by the Commissioner of Public Works authorizing such work to proceed; and no permit shall issue until the first annual payment herein provided for has been made at the office of the City Comptroller of the City of Chicago, and a bond has been executed by the said grantee in the penal sum of ten thousand (\$10,000.00) dollars, with sureties to be approved by the Mayor, conditioned to indemnify, save and keep harmless the City of Chicago from any and all damages, cost, expense or liability of any kind whatsoever which may be suffered by it, said City of Chicago, or which it may be put to, or which may accrue against, be charged to, or recovered from said city from, by reason of, or on account of the permission and authority herein granted, or the exercise by the grantee herein, its lessees or assigns, of the permission and authority herein given; and conditioned further for the faithful observance and performance of all and singular the conditions and provisions of this ordinance. Said bond

and the liability of the sureties thereon shall be kept in force throughout the life of this ordinance and if at any time during the life of this ordinance such bond shall not be kept in full force then the privileges herein granted shall thereupon cease.

SECTION 5. This ordinance shall take effect and be in force from and after its passage; provided that the said grantee files a written acceptance of this ordinance together with the bond hereinabove provided for, within thirty (30) days.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an order to permit the North Central Improvement Association to use city water for street cleaning purposes, deferred and published March 26, 1906, page 3261.

Ald. Dougherty moved to concur in the report and pass the order therewith.

The motion prevailed.

The following is the order as passed:

*Ordered*, That the Commissioner of Public Works is hereby authorized and directed to issue a permit to the North Central Improvement Association authorizing the use of city water from fire plugs, without cost, from April 1 to November 1, 1906, in consideration of cleaning the streets included in the following boundaries, to-wit: On the north by Burton place, on the south by Chicago river, on the west by North State street from the River to Chicago avenue, and by Dearborn avenue from Chicago avenue to Burton place, and including also Walton place from Dearborn avenue to Clark street, and Astor street from Burton place to North avenue. Said permit to contain a condition that if the North Central Improvement Association shall fail to clean said streets to the satisfaction and approval of the Commissioner of Public Works, or if said water is used for any other purpose than flushing and sprinkling the streets, it shall pay to the

city the full rate for all water used from the date of the issuance of said permit. And if said North Central Improvement Association shall fail to comply with the conditions of said permit, the Mayor shall revoke the same, and no other permit shall be issued to said North Central Improvement Association until the charges have been paid.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance granting the Valentine Seaver Company permission to erect a bridge across an alley, deferred and published February 14, 1906, page 2680.

Ald. Dougherty moved to concur in the report and pass the ordinance therewith.

The motion prevailed, and the ordinance was passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Habne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling Bradley, Burns, Roberts, O'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the ordinance as passed:

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That permission and authority be and the same are hereby given to Valentine Seaver Company, their successors and assigns, to construct, maintain and use a bridge or covered passageway five (5) feet wide and ten (10)

feet high across the alley running north from Eugenie street parallel and between Hammond street and Sedgwick street, for the purpose of connecting the second floor of their buildings; provided that said bridge or covered passageway shall be constructed throughout of incombustible material according to plans filed with and in manner meeting the approval of the Commissioner of Public Works of the City of Chicago.

SECTION 2. The permission and authority hereby granted shall cease and determine ten (10) years from the date of the passage of this ordinance, and this ordinance shall at all times before the expiration hereof be subject to modification, amendment or repeal, and in case of repeal all privileges hereby granted shall thereupon cease and determine, and the privileges hereby granted may be revoked at any time in the discretion of the Mayor.

SECTION 3. Before beginning the construction of said bridge the said Valentine Seaver Company shall file their written acceptance of this ordinance with the City Clerk and enter into a bond with the City of Chicago with sureties to be approved by the Mayor in the penal sum of ten thousand dollars (\$10,000), conditioned to save and keep harmless the City of Chicago from any and all damages arising from the exercise of the privilege herein granted, or from or by reason of the construction or maintenance of said bridge or from or in consequence of any act done by said Valentine Seaver Company, their successors or assigns, or any of their agents or servants, in the construction or maintenance of said bridge, and that said Valentine Seaver Company, their successors and assigns, will at their own expense remove said bridge or covered passageway on the termination of the privilege hereby granted, or failing therein, shall repay to the City of Chicago the cost of removing the same, and that said Valentine Seaver Com-

pany, their successors or assigns, shall in all things comply fully with the terms and provisions of this ordinance. Said bond shall be kept in force throughout the life of this ordinance, and if at any time the sureties thereon shall not be sufficient, and the said Valentine Seaver Company shall fail to furnish a new bond, then the privileges hereby granted shall immediately terminate.

SECTION 4. In consideration of the privileges hereby granted said Valentine Seaver Company shall pay to the City of Chicago a compensation at the rate of twenty-five dollars (\$25.00) per year, payable semi-annually in advance, the first payment to be made as of the date of the passage of this ordinance. It is made an express provision of this ordinance that the privileges herein granted shall terminate and this ordinance immediately become null and void if any default is made by said grantee in the prompt payment of any installment of said compensation.

SECTION 5. Upon the termination of the privileges hereby granted, whether by lapse of time or otherwise, the said Valentine Seaver Company, or their successors or assigns, shall immediately remove said bridge at their own cost and expense.

SECTION 6. This ordinance shall be in full force and effect from and after its passage and the filing of the bond and acceptance herein provided for, provided said bond and acceptance shall be filed within sixty (60) days from the passage of this ordinance.

The Clerk, on motion of Ald. Dougherty, presented the report of the Committee on Streets and Alleys, North Division, on an ordinance granting D. R. Armstrong permission to maintain a pipe underneath the street from the building at 24-30 Ohio street, deferred and published November 13, 1905, page 1465;

ALSO,

The report of the same Committee on

an ordinance granting Jas. S. Kirk and Company permission to maintain and operate a subway or tunnel, deferred and published November 13, 1905, page 1463.

Ald. Dougherty moved that the reports and ordinances be placed on file.

The motion prevailed.

The Clerk, on motion of Ald. Bradley, presented the report of the Committee on Police Department and Bridewell, on a resolution to investigate the administration of the Police Department, deferred and published January 29, 1906, page 2418.

Ald. Bradley moved that the report be placed on file.

The motion prevailed.

The Clerk, on motion of Ald. Werno, presented the report of the Committee on Rules on a resolution to create a committee to be known as the "Committee on Enforcement of City Ordinances," deferred and published October 9, 1905, page 1195.

Ald. Werno moved that the report be placed on file.

The motion prevailed.

The Clerk, on motion of Ald. Bennett, presented an ordinance amending Articles I. and II. of Chapter XLV. of the Revised Municipal Code and establishing a "Bureau of Parks, Public Play Grounds and Bathing Beaches," deferred and published March 19, 1906, page 2948.

Which was, on motion of Ald. Bennett, duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wend-

ling, Bradley, Burns, Roberts, 'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Amending Articles I and II of chapter XLV of the Revised Municipal Code of Chicago of 1905.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That Articles I and II of Chapter XLV of the Revised Municipal Code of Chicago of 1905 be and the same are hereby amended so as to read as follows:

#### "ARTICLE I.

#### "PARKS, PUBLIC PLAY GROUNDS AND BATHING BEACHES.

"1554—(Bureau Established.)—There is hereby established a bureau of the Municipal Government to be known as the Bureau of Parks, Public Play Grounds and Bathing Beaches, which shall embrace the Superintendent of City Parks, Superintendent of Public Play Grounds and Bathing Beaches, the Secretary, and such other employees as the city council may by ordinance provide. Such Bureau shall be under the sole supervision and control of the Special Park Commission as constituted by a resolution of the City Council passed November 6, 1899, and amended November 27, 1899.

"1555—(Superintendent of City Parks—Duties.)—There is hereby created the office of Superintendent of City Parks. He shall be under the immediate jurisdiction and control of the Special Park Commission, and shall have the management and control of all City Parks, Public squares, and other open places at street intersections, subject to the supervision of said Commission, and he shall also perform such other duties as the said Commission shall direct. He shall have full power, direction and contro-

over all such employees as may be provided for by the city council in connection with the improvement, maintenance and management of such Parks, Squares and other open spaces.

"1556—(Superintendent of Public Play Grounds and Bathing Beaches—Duties.) There is also hereby created the office of Superintendent of Public Play Grounds and Bathing Beaches. He shall be under the immediate jurisdiction and control of the Special Park Commission and shall have the management and control of all Public Play Grounds and Bathing Beaches, and of all matters pertaining to the administration, improvement, conduct and regulation thereof, subject to the supervision of said Commission; and shall also perform such other duties as the said Commission shall direct. He shall have full power, direction and control over all such employees as may be provided for by the city council in connection with the improvement, maintenance and management of such Public Play Grounds and Bathing Beaches.

"1557. — (Secretary — Duties.) — There is also hereby created the office of Secretary of the Bureau of Parks, Public Play Grounds and Bathing Beaches. Said Secretary shall perform all clerical duties required in and about said Bureau, and shall keep a full and comprehensive record in all matters pertaining to said Bureau. He shall also perform such other duties as he may be required to perform by the Special Park Commission.

"1558—(Jurisdiction and Superintendence.)—The Special Park Commission shall have jurisdiction over all Public Play Grounds and Bathing Beaches which are under the direct control of the city, and also over all City Parks, Public Squares, and other open spaces at street intersections, including the following: Ellis Park, Douglas Monument Park, Aldine

Square, Lakewood Park, Green Bay Park, Oak Park, Washington Square Park, Kedzie Park, Bickerdyke Square, Congress Park, Irving Park, Jefferson Park, Gross Park, De Kalb Square, Norwood Park, Dauphin Park, Eldred Park, Austin Park, Merrick Park, Holden Park, Schoenhofen Park, Normal Park, Barnard Park, Fernwood Park, 72d street Park, Rosalie Park, Crescent Park, Kosciuski Park, Powell Park, Adams Park, Triangle at Lincoln avenue, North Clark and Wells streets; Triangle at North Clark, Belden avenue and Sedgwick streets; Triangle at Clark, La Salle and Eugenie streets.

"It shall also be the duty of said Special Park Commission to superintend all of said parks, public play grounds and bathing beaches, and wherever the same are enclosed to keep the fences thereof in repair; also to keep all walks in order and trees properly trimmed, and to improve the same from time to time as shall be determined upon by the said Commission, subject to the approval of the City Council.

"1559—(Police Powers of Officers of Bureau).—The Superintendent of City Parks, the Superintendent of Public Play Grounds and Bathing Beaches, the Secretary of said Bureau, and any other employee of said Bureau in charge of any Park, Public Play Ground or Bathing Beach, shall have full police powers, and for that purpose shall be sworn in as special policemen by the Superintendent of Police, and furnished with suitable badges of authority, and shall have also full power to eject from the Public Play Grounds any person who acts in a disorderly manner, or in a manner calculated to injure the property of the City within such Public Play Grounds, or in a manner calculated to interfere with the full enjoyment of same by the public.

**"ARTICLE II.****" GENERAL REGULATIONS.**

"1560—(Entrance and Egress.)—Wherever any Park, Public Play Ground or Bathing Beach of the City is enclosed, no person shall enter or leave the same except by the gateways. No person shall climb or walk upon the walls or fences thereof. Any of the entrances to such Parks, Public Play Grounds or Bathing Beaches of the city may be closed at any time by the direction of the officer or employee in charge of same.

"1561—(Animals Prohibited.) — No person shall turn or lead any cattle, horses, goat, swine or other animals into any of such parks, public play grounds or bathing beaches.

"1562.—(Firearms—Missiles.)—All persons are forbidden to carry firearms or to throw stones or other missiles within any of the parks, public play grounds or bathing beaches of the city, and all persons are forbidden to cut, break or in any way injure or deface trees, shrubs, plants, turf or any of the buildings, fences, bridges or other construction or property contained therein.

"1563—(Peddling and Hawking Prohibited.) — No person shall expose any article or thing for sale within any such parks, public play grounds or bathing beaches, nor shall any hawking or peddling be allowed therein.

"1564—(Indecent Words—Fortune Telling.)—No threatening, abusive, insulting or indecent language shall be allowed in any part of such parks, public playgrounds or bathing beaches; nor shall any conduct be permitted whereby a breach of the peace may be occasioned; nor shall any person tell fortunes or play any game of chance at or with any table or instrument of gaming, nor shall any person commit any obscene or indecent act therein.

"1565—(Bill Posting Prohibited.)—

No person shall post or otherwise affix any bills, notice or other paper upon any structure or thing within any such park, public play ground or bathing beach belonging to the city, nor upon any of the gates or inclosures thereof.

"1566—Prohibited Uses.)—No person shall play upon any musical instrument, nor shall any person take into, or carry or display in any Park, Public Play Ground or Bathing Beach, any flag, banner, target or transparency, nor shall any military company parade, drill, or perform therein, any military or other evolutions or movements, without a special permit from the Special Park Commission.

"1567—(Bonfires.)—No person shall light, make or use any bonfire in any such Parks, Public Play Grounds or Bathing Beach.

"1568—(Grass.)—No person shall go upon the grass, lawn or turf of any of the city parks, except when and where the word 'common' is posted, indicating that persons are at liberty at that time and place to go on the grass.

"1569—(Penalty.)—Any person who shall violate any of the provisions in this article shall be fined not less than five dollars nor more than one hundred dollars for each offense."

SECTION 2. All parts of the Municipal Code of Chicago of 1905 which are in conflict with Articles I and II of Chapter 45 of said Code as amended in Section 1 hereof, are hereby repealed.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and due publication.

The Clerk, on motion of Ald. Bennett, presented an ordinance providing for the erection, etc., of a home for the detention of juvenile offenders pending a hearing, deferred and published February 26, 1906, page 2697.

Which was, on motion of Ald. Bennett,



duly passed by yeas and nays as follows:

*Yeas*—Coughlin, Harding, Pringle, Foreman, Richert, Dailey, McCormick (5th ward), Martin, Potter, Young, Bennett, Jones, Moynihan, Fick, Harris, Hurt, Scully, Hoffman, Cullerton, Uhler, Zimmer, Considine, Riley, Maypole, Harkin, Beilfuss, Smith, Kunz, Nowicki, Dever, Sitts, Conlon, Powers, Finn, Stewart, Reese, Dougherty, Sullivan, Schmidt (23d ward), Werno, Schmidt (24th ward), Hahne, Williston, Dunn, Reinberg, Lipps, Butler, Siewert, Raymer, Larson, Wendling, Bradley, Burns, Roberts, 'Connell, Badenoch, Bihl, Hunt, Ruxton, Kohout, Race—61.

*Nays*—None.

The following is the ordinance as passed:

#### AN ORDINANCE

Providing for the erection, maintenance and government of a home for the detention of juvenile offenders pending a hearing.

*Be it ordained by the City Council of the City of Chicago:*

SECTION 1. That for the purpose of providing a suitable place for the detention of juvenile offenders pending a hearing of the cause for which they are detained, and to provide for the maintenance and government of same, the City Comptroller, with the approval of the Mayor, be and he is hereby empowered and instructed to enter into a contract on behalf of the City of Chicago with the Board of Commissioners of the County of Cook, State of Illinois, acting on behalf of said County, which contract shall provide for the erection of a building to be known as the Detention Home for Dependent and Delinquent Children and for the maintenance and government of same in accordance with the plans hereinafter provided for; said contract to remain in force until abrogated by mutual agreement.

SECTION 2. Said Detention Home for Dependent and Delinquent Children shall

be erected on a lot of suitable size and location, satisfactory to the said county, provided by the said city; the said county to build thereon at its own expense the necessary building or buildings; the equipment of said building or buildings, including the necessary furniture, shall be furnished one-half by the said city and one-half by the said county; and the cost of maintenance of same, including all supplies, labor, light, heat, fuel, janitor service and all other running expenses shall be borne one-half by the said city and one-half by the said county.

SECTION 3. Upon the completion of said building or buildings the said institution shall be subject to such rules and regulations as may be made from time to time by a joint committee from the City Council of said city and from the Board of Commissioners of said county and shall be under the direct charge and supervision of the chief probation officer or some other suitable person selected jointly by the said committees. The Board of Commissioners of Cook County shall, subject to the foregoing, have the management of the said institution, including the management of all help, purchasing of all supplies, the furnishing of light, heat and janitor service, and the doing of all other things necessary and proper to maintaining the institution in a proper manner.

SECTION 4. Said joint committee shall exercise control over the said institution and shall from time to time recommend to the City Council of the City of Chicago and the Board of Commissioners of Cook County such measures as may be deemed advisable for the government and maintenance of same. All bills incurred in the management of said institution shall be paid in the first instance by the County of Cook by warrants drawn upon the County Treasurer after the same shall have been audited by the said joint committee. The City of Chicago shall monthly pay to the County of Cook one-half of all the bills so audited and paid as aforesaid, and warrants therefor shall

be drawn upon the Treasurer of said city payable to the County of Cook against a fund to be appropriated for that purpose.

SECTION 5. This ordinance shall take effect and be in force from and after its passage and approval.

The Clerk, on motion of Ald. Hunter, presented a resolution requiring the City Clerk to supply petitions for the purpose of having placed on the "little ballot" certain questions concerning street railway ordinances, deferred and published December 4, 1905, page 1653.

Which was, on motion of Ald. Hunter, ordered placed on file.

ADJOURNMENT.

Ald. Foreman moved that the Council do now adjourn.

The motion prevailed, and the Council stood adjourned to meet on Wednesday, April 11, 1906, at 7:30 o'clock P. M.



CITY CLERK.







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